

City of Edgerton, Kansas  
Minutes of City Council Regular Session  
September 25, 2014

A Regular Session of the City Council was held in the Edgerton City Hall, 404 E. Nelson, Edgerton, Kansas on September 25, 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
Clay Longanecker	present
Frances Cross	present
Cindy Crooks	absent
Jody Brown	absent

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. WELCOME AND PLEDGE OF ALLEGIANCE**

**3. CONSENT AGENDA**

A. Agenda Approval

A motion by Longanecker, seconded by Cross, to approve the consent agenda.

The motion was approved, 3-0.

**4. PUBLIC COMMENTS**

A. Shirley and Gary Gillard, 521 W. Martin Street, spoke about the lake in Bridgewater subdivision and passed out pictures of what the lake looks like at the present time. Tegan Meadors, City of Edgerton Parks and Recreation Coordinator, has been in contact with Kansas Wildlife and Parks inquiring about the algae on the lake.

B. Bill Braun, representing the Edgerton Historical Society, had a list of repairs to present to the council for the Edgerton Community Museum.

**5. DECLARATIONS BY COUNCIL MEMBERS**

A. None

**6. ORDINANCE NO. 981 ANNEXING LAND (OWNED BY VICTOR AND LORI SMITH) INTO THE CITY OF EDGERTON, KANSAS WAS CONSIDERED.**

Beth Linn, City Administrator, presented to the council information about the parcel of land owned by the Smith's at 20040 Edgerton Road. The Smith's have filed a written petition and their land is located contiguous to property already within the City of Edgerton corporate city limits. City Attorney Patrick Reavey prepared a draft ordinance for approval.

A motion by Longanecker, seconded by Cross, to approve Ordinance No. 981 annexing land (owned by Victor and Lori Smith) into the City of Edgerton, Kansas.

The motion was approved, 3-0.

**7. ORDINANCE NO. 982 ADOPTING A RECOMMENDATION BY THE CITY PLANNING COMMISSION TO APPROVE REZONING OF APPROXIMATELY 15 ACRES OF LAND (LOCATED AT THE NORTHWEST CORNER OF I-35 HIGHWAY AND HOMESTEAD LANE) IN EDGERTON, KANSAS FROM JOHNSON COUNTY RURAL RESIDENTIAL (RUR) TO CITY OF EDGERTON HEAVY SERVICE COMMERCIAL DISTRICT (C-2) WAS CONSIDERED.**

Beth Linn, City Administrator, informed Mayor and Council that the City of Edgerton received an application, RZ-08-12-2014, for rezoning from Larry S. Alsup, property owner, and Tim Gates, realtor requesting to rezone approximately 15 acres located on the northwest corner of I-35 and Homestead Lane. The current zoning on this property is Johnson County RUR and the applicant has requested to change to City of Edgerton Heavy Service Commercial District (C-2) zoning. The City of Edgerton planning commission recommended approval of the application with 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 reviewed and approved by the City.

A motion by Longanecker, seconded by Troutner, to approve Ordinance No. 982 adopting a recommendation by the City Planning Commission to approve rezoning of approximately 15 acres of land (located at the northwest corner of I-35 highway and Homestead lane) in Edgerton, Kansas from Johnson County Rural Residential (RUR) to City of Edgerton Heavy Service Commercial District (C-2).

The motion was approved, 3-0.

**8. RESOLUTION NO. 09-25-2014A CONSENTING TO THE ASSIGNMENT OF A BASE LEASE, LEASE AGREEMENT AND RELATED BOND DOCUMENTS IN CONNECTION WITH THE CITY'S INDUSTRIAL REVENUE BONDS (ELHC I, LLC PROJECT), SERIES 2013 WAS CONSIDERED.**

City Attorney Patrick Reavey informed Mayor and Council that a resolution is needed consenting to the assignment of a base lease, lease agreement and related bond documents in connection with the City's Industrial Revenue Bonds. In order to acquire the Project, Edgerton Land Holding Company (ELHC) must assign its interest in the Base Lease, the Lease Agreement, the Performance Agreement, the Origination Fee Agreement and all other Bond documents to Flexsteel. This assignment requires the consent of the City.

A motion by Longanecker, seconded by Troutner, to approve Resolution No. 09-25-2014A consenting to the assignment of a base lease, lease agreement and related bond documents in connection with the City's Industrial Revenue Bonds (ELHC 1, LLC project), series 2013.

The motion was approved, 3-0.

**9. REPORT BY THE CITY ADMINISTRATOR**

- The recycle bin from last meeting has been taken care of; the citizen has received the recycle bin.
- The restrooms at Martin Creek Park have been "Shut Down" due to vandalism. The City of Edgerton Park & Recreation Coordinator has notified the parties that have reserved the fields and or the shelter house of the situation.
- City Administrator suggested a future work session to discuss several administrative operating procedures for utilities such as connection fees, extension requests, etc.
- Report of billing miscalculation. Letters to affected residents will be mailed with October bills. No penalties were assessed on those balances. Payment arrangements have been offered to affected residents.
- Paul Greely, Deputy Director Johnson County Planning & Development, informed City Administrator on September 25<sup>th</sup> the Johnson County Board of County Commissioners Meeting continued the Conditional Use Permit for the asphalt and concrete plants to the October 23<sup>rd</sup>, 2014 agenda.

**10. REPORT BY THE MAYOR**

NONE

**11. FUTURE MEETING/ EVENT REMINDERS:**

- October 9<sup>th</sup> 7:00 pm – City Council Meeting
- October 15<sup>th</sup> 8:00 am – Chamber Coffee
- October 15<sup>th</sup> Noon – Senior Lunch
- October 23<sup>rd</sup> 7:00 pm – City Council Meeting

**12. ADJOURN**

A motion by Cross, seconded by Troutner, to adjourn.

The motion was approved, 3-0.

Meeting adjourned at 7:30 pm.

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Janeice L. Rawles, CMC  
City Clerk

Approved by the Governing Body on