

**City of Edgerton, Kansas
Minutes of City Council Regular Session
July 28, 2016**

A Regular Session of the City Council was held in the Edgerton City Hall, 404 E. Nelson, Edgerton, Kansas on July 28, 2016. 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
Darius Crist	present
Clay Longanecker	present
Cindy Crooks	present
Jody Brown	present

With a quorum present, the meeting commenced.

Staff in attendance: City Administrator Beth Linn
 Community Development Director Kenny Cook
 City Attorney Patrick Reavey
 Public Works Superintendent Trey Whitaker

2. WELCOME

3. PLEDGE OF ALLEGIANCE

CONSENT AGENDA

4. The agenda for July 28, 2016 was considered.
5. City Council meeting Minutes of July 14, 2016 was considered.

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

Motion was approved, 5-0.

6. PUBLIC COMMENTS

Mike Sleister was present to talk about "Bees" and bee hives. He asked "who has concerns about his bees and hives." He stated he has a million dollar liability policy on his bees, just in case anyone wants to know. The discussion continued with Mr. Sleister and the City Council.

Alex Sleister, 309 W. McDonald, was present and wished to offer a different approach about how important bees are to the environment. He indicated the food chain needs bees and we should encourage Bee Keeping.

7. DECLARATION

none

BUSINESS REQUIRING ACTION

ORDINANCE NO 1020 REZONING

- 8. MODIFICATION TO ORDINANCE NO. 1020 ADOPTING A RECOMMENDATION BY THE CITY PLANNING COMMISSION TO APPROVE REZONING OF APPROXIMATELY 61.996 ACRES OF LAND (LOCATED ON THE SOUTH SIDE OF BURLINGTON NORTHERN RAILROAD LINE, WEST OF WAVERLY ROAD) IN EDGERTON, KANSAS FROM CITY OF EDGERTON B-P TO EDGERTON LOGISTICS PARK DISTRICT (L-P) WAS CONSIDERED.**

This ordinance was approved at the July 14, 2016 meeting, however after the meeting it was discovered that the wording in regards to the current zoning had not been updated. The Ordinance was updated and staff asked that the Council consider approval of these modifications.

Motion by Longanecker, seconded by Brown, to approve the modifications of Ordinance No 1020.

Motion was approved, 6-0, with the mayor voting.

ORDINANCE NO 1022 RANGE OF SALARIES

- 9. ORDINANCE NO. 1022 PROVIDING FOR THE RANGE OF SALARIES AND COMPENSATION OF VARIOUS CITY OFFICERS AND EMPLOYEES OF THE CITY OF EDGERTON, KANSAS WAS CONSIDERED.**

City Administrator Beth Linn presented information about Ordinance No. 1022 – Range of Salaries to the Mayor and City Council. Included in the council packet was the information from Mid America Regional Council (MARC) for the comparison on pay grades. The graph shows an average on MARC compensation survey system.

Motion by Longanecker, seconded by Crist, to approve Ordinance No 1022 for the range of salaries and compensation for the City of Edgerton.

Motion was approved, 5-0.

ORDINANCE NO 1025-- INDUSTRIAL REVENUE BONDS

- 10. ORDINANCE NO 1025 AUTHORIZING THE CITY OF EDGERTON, KANSAS, TO ISSUE INDUSTRIAL REVENUE BONDS(ELHC XXXI, LLC PROJECT) SERIES 2016, IN AN AGGREGATE MAXIMUM PRINCIPAL AMOUNT NOT TO EXCEED \$26,500,000, FOR THE PURPOSE OF FINANCING A WAREHOUSE AND DISTRIBUTION FACILITY; AUTHORIZING THE CITY TO ENTER INTO A TRUST INDENTURE WITH UMB BANK, N.A., AS TRUSTEE; AUTHORIZING THE CITY TO ENTER INTO A BASE LEASE AND LEASE AGREEMENT WITH ELHC XXXI, LLC; AND AUTHORIZING AND APPROVING THE EXECUTION OF ADDITIONAL DOCUMENTS AND THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF THE BONDS WAS CONSIDERED.**

Beth Linn, City Administrator, introduced Scott Anderson, Bond Counsel for the City of Edgerton. Mr. Anderson spoke about a new application for property tax abatement from ELHC, XXXI, LLC for a project located in the Logistics Park, consisting of an approximately 378,000 square foot warehouse and distribution facility. The city previously adopted a resolution expressing the intent of the City

to issue its industrial revenue bonds in multiple series. The Triumph Group, Inc. will be the new tenant.

Motion by Crooks, seconded by Longanecker, to approve Ordinance No. 1025 authorizing the City of Edgerton, Kansas to issue industrial revenue bonds series 2016, in an aggregate maximum principal amount not to exceed \$26,500,000, for the purpose of financing a warehouse and distribution facility; authorizing the city to enter into a trust indenture with UMB Bank, N.A. as trustee; authorizing the City to enter into a base lease and lease agreement with ELHC XXXI, LLC, and authorizing and approving the execution of additional documents and the taking of other actions in connection with the issuance of the bonds.

Motion was approved, 5-0.

RESOLUTION NO. 07-28-16A-- FEES AND RATES FOR PERMITS, LICENSES AND SERVICES

11. RESOLUTION NO 07-28-16A ESTABLISHING FEES AND RATES FOR PERMITS, LICENSES AND SERVICES WITHIN THE CITY OF EDGERTON, KANSAS WAS CONSIDERED.

Kenneth Cook, Community Development Director, presented information about the fees for mobile food vendors. The City Council approved Ordinance No. 1023 on July 14, 2016 and the regulations in the ordinance reference an annual license fee. After discussion with council the Mobile Food Vendor License fee will be \$100.00 annually. For the first year, 2016 the fee will be \$50.00.

Motion by Crooks, seconded by Crist, to approve Resolution No-7-28-16A to include an fee for mobile food vendors.

Motion was approved, 5-0.

EASEMENTS, TEMPORARY AND PERMANENT

11.1 ACCEPT JOHNSON COUNTY PARK & RECREATION DISTRICT EASEMENTS FOR EDGERTON WASTE WATER TREATMENT PLANT WAS CONSIDERED.

Council was informed a motion is needed for approval to de-commission the Edgerton Wastewater Treatment Plant and install a pump station.

Motion by Crooks, seconded by Longanecker, to accept dedication of temporary construction and permanent sanitary sewer easements from JCPRD for EWWTP project and authorize payment of \$24,508.95 for said easements.

Motion was approved, 5-0.

PROJECT ACCEPTANCE – FINAL PAYMENT

11.2 FINAL ACCEPTANCE OF MANOR PARK AND FINAL PAYMENT

Beth Linn, City Administrator, presented some information about the final acceptance of Manor Park and that final payment needs authorization. Some discussion followed, and questions were answered.

Motion by Troutner, seconded by Crist, to approve final acceptance of Manor Park and final payment.

Motion was approved, 5-0.

REZONING

11.3 MODIFICATION TO ORDINANCE NO 1021 WAS CONSIDERED

The modification is necessary to update the district prior to the ordinance being published.

Motion by Longanecker, seconded by Crooks, to approve the modification to Ordinance No. 1021.

Motion was approved, 5-0.

12. REPORT BY THE CITY ADMINISTRATOR

City Administrator Beth Linn handed out the second quarter financial reports for the general, water, and sewer funds. Ms. Linn went over the numbers in each fund and asked for any questions. There were no questions, council noted great reports and thanked Ms. Linn for preparing for review.

13. REPORT BY THE MAYOR

A reminder to everyone to get out and do your duty and vote.

An announcement was made that Triumph Group, Inc. is coming to the LPKC.

14. FUTURE MEETING/EVENT REMINDERS

August 9th 7:00 pm – Planning Commission Meeting

August 11th 7:00 pm City Council Meeting (Including 2017 Budget Hearing)

August 17th Noon – Senior Lunch

August 25th 7:00 pm – City Council Meeting

EXECUTIVE SESSION – REAL PROPERTY ACQUISITION

15. CONSIDER RECESSING INTO EXECUTIVE SESSION PURSUANT TO K.S.A. 75-4319 (b)(6) FOR PRELIMINARY DISCUSSION RELATED TO ACQUISITION OF REAL PROPERTY TO INCLUDE CITY ATTORNEY AND CITY ADMINISTRATOR WAS CONSIDERED.

Motion by Crooks, seconded by Crist, to request an executive session for ten minutes, to include City Attorney, City Administrator and Community Development Director.

Motion was approved, 5-0

Meeting recessed at 7:50 pm.

Motion by Crooks, seconded by Troutner, to return to regular meeting, no action taken.

Motion was approved, 5-0

Meeting reconvened at 8:00 pm

16. ADJOURN

Motion: Crooks **Second:** Crist **Vote;** 5-0

Meeting adjourned at 8.05 pm

Janeice L. Rawles, CMC
City Clerk

Approved by the Governing Body on
