

**EDGERTON CITY COUNCIL
MEETING AGENDA
CITY HALL, 404 EAST NELSON STREET
August 11, 2016**

Call to Order

1. **Roll Call** ____ Roberts ____ Longanecker ____ Crooks ____ Troutner ____ Brown ____ Crist
2. **Welcome**
3. **Pledge of Allegiance**

Consent Agenda *(Consent Agenda items will be acted upon by one motion unless a Council member requests an item be removed for discussion and separate action)*

4. Agenda Approval
5. Approve City Council Meeting Minutes July 28, 2016
6. Consider Change Orders No. 2 and 3 for the Waverly Road Project

Regular Agenda

7. **Public Comments.** Persons who wish to address the City Council regarding items not on the agenda and that are under the jurisdiction of the City Council may do so when called upon by the Mayor. Comments on personnel matters and matters pending before court or other outside tribunals are not permitted. Please notify the City Clerk before the meeting if you wish to speak. Speakers are limited to three (3) minutes. Any presentation is for informational purposes only. No action will be taken.
8. **Declaration.** At this time Council members may declare any conflict or communication they have had that might influence their ability to impartially consider today's issues.

Business Requiring Action

9. PUBLIC HEARING REGARDING RECOMMENDED 2017 BUDGET

10. CONSIDER 2017 BUDGET

Motion: _____ Second: _____ Vote: _____

11. PUBLIC HEARING REGARDING AMENDMENT TO 2016 SPECIAL HIGHWAY FUND BUDGET

12. CONSIDER AMENDMENT TO 2016 SPECIAL HIGHWAY FUND BUDGET

Motion: _____ Second: _____ Vote: _____

13. CONSIDER ORDINANCE NO. 1026 AUTHORIZING THE CITY OF EDGERTON, KANSAS, TO ISSUE INDUSTRIAL REVENUE BONDS (ELHC XXXII, LLC PROJECT) SERIES 2016, IN AN AGGREGATE MAXIMUM PRINCIPAL AMOUNT NOT TO EXCEED \$38,250,000, 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 XXXII, 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: _____ Second: _____ Vote: _____

- 14. CONSIDER ORDINANCE NO. 1027 AUTHORIZING THE CITY OF EDGERTON, KANSAS, TO ISSUE INDUSTRIAL REVENUE BONDS (ELHC XXXIII, LLC PROJECT) SERIES 2016, IN AN AGGREGATE MAXIMUM PRINCIPAL AMOUNT NOT TO EXCEED \$46,350,000, 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 XXXIII, 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: _____ Second: _____ Vote: _____

- 15. CONSIDER ENGAGING ROBERT W. BAIRD & CO. INCORPORATED AS UNDERWRITER OF THE CITY'S \$250,000 (PRELIMINARY) GENERAL OBLIGATION BONDS, SERIES 2016-B**

Motion: _____ Second: _____ Vote: _____

- 16. CONSIDER ORDINANCE NO. 1028 AMENDING ORDINANCE NO. 998 ANNEXING LAND [OWNED BY EDGERTON LAND HOLDING COMPANY] INTO THE CITY OF EDGERTON, KANSAS**

Motion: _____ Second: _____ Vote: _____

- 17. CONSIDER UPDATING THE PARKS AND RECREATION RESERVATION REQUEST FORM FOR PARK FACILITIES**

Motion: _____ Second: _____ Vote: _____

18. Report by the City Administrator

- 207th Street Preliminary Funding Recommendation from MARC
- CIP Project Manager Job Description
- GE Chamber Sporting Clay Tournament – Friday, September 16

19. Report by the Mayor

20. Future Meeting/Event Reminders:

- August 17th Noon – Senior Lunch
- August 25th 7:00 PM – City Council Meeting
- September 5th Labor Day – City Offices Closed
- Week of September 5th – Trash Collection THURSDAY

**21. 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**

Motion: _____ Second: _____ Vote: _____

RECONVENE INTO OPEN SESSION

22. Adjourn Motion: _____ Second: _____ Vote: _____

**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, 201 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

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider the 2017 Recommended Budget

Department: Administration

Background/Description of Item:

In May, staff presented revenue information in preparation for development of the 2017 Budget. At that same meeting, staff also presented the vehicle and equipment replacement schedule and the Capital Improvement Program for 2017-2021.

During the month of June, staff developed the recommended 2017 Budget for the General Fund, Special Highway Fund, Special Parks & Recreation Fund and the Bond and Interest Fund, and presented the information to Council at the work session on June 30, 2016. At the budget work session on July 14, 2016, staff presented the recommended 2017 Budget for the water and sewer utilities.

Based on input at the budget work sessions, staff developed the final budget, and published the budget hearing notice in the Gardner News on July 20, 2016.

Staff will recap the recommended budget during the official public hearing to be held on August 11, 2016 as required by state law.

Enclosure: 2017 Fund Budget Schedules
 2017 Budget Public Hearing Notice
 Schedule of Authorized Positions
 Vehicle & Equipment Replacement Fund Summary
 2017 Capital Improvement Program Funding Sources Forecast
 2017 Capital Improvement Program

Related Ordinance(s) or Statute(s):

Recommendation: Approve the 2017 Recommended Budget

Funding Source: N/A

Prepared by: Karen Kindle, Accountant
Date: August 8, 2016

**City of Edgerton
General Fund**

	2014 Actual	2015 Actual	2016 Budget	2016 Estimate	2017 Budget
Balance 1/1	\$ 1,264,734	\$ 1,128,336	\$ 1,080,774	\$ 1,346,053	\$ 1,066,997
Revenues:					
Ad Valorem Tax	928,600	1,199,575	1,476,715	1,476,715	1,349,919
LPKC PILOT	-	-	74,433	74,433	328,905
Delinquent Tax	6,016	3,239	8,000	5,000	5,000
Motor Vehicle Tax	42,685	44,281	46,474	46,474	47,705
Recreational Vehicle Tax	464	772	507	600	823
16/20M Vehicle Tax	124	111	117	117	187
Local Alcoholic Liquor Tax	2,007	3,061	2,208	3,000	3,271
Compensating Use Tax	86,071	117,746	75,000	85,000	85,000
Local Sales Tax	377,605	466,188	375,000	465,000	465,000
Franchise Tax	104,703	83,785	103,000	90,000	90,000
Licenses & Permits	304,672	302,481	235,400	367,152	401,410
Charges for Services	174,561	94,278	187,730	177,230	177,230
Fines & Forfeitures	10,871	17,919	12,750	12,100	12,100
Miscellaneous	5,566	797	4,000	-	-
Investment Income	1,417	1,708	12,000	9,000	12,000
Total Revenue	\$ 2,045,362	\$ 2,335,941	\$ 2,613,334	\$ 2,811,821	\$ 2,978,550
Transfers from Other funds:					
Transfer from PIF	87,500	213,689	253,542	-	-
Total	\$ 87,500	\$ 213,689	\$ 253,542	\$ -	\$ -
Total Sources	\$ 2,132,862	\$ 2,549,630	\$ 2,866,876	\$ 2,811,821	\$ 2,978,550
Expenditures:					
General Government	712,604	553,647	651,055	631,523	701,824
Law Enforcement	307,499	277,162	320,388	310,776	318,534
Public Works	408,307	291,241	516,071	510,910	556,670
Parks	100,745	129,335	173,464	168,260	223,008
Facilities	19,066	26,440	46,355	45,891	100,704
Community Development	161,396	318,213	290,667	281,947	327,675
Intermodal	11,672	62,257	66,200	64,214	66,200
Information Technology	27,990	22,573	42,663	41,810	37,578
Employee Benefits	151,041	187,711	245,842	240,925	310,132
Total Expenditures	\$ 1,900,320	\$ 1,868,579	\$ 2,352,705	\$ 2,296,257	\$ 2,642,325
Transfers to Other Funds:					
Transfer to Equipment Reserve Fund-General	192,000	105,501	79,250	126,177	79,250
Transfer to Public Infrastructure Fund	118,240	313,028	324,853	324,853	326,247
Transfer to Capital Projects Fund	58,700	44,805	-	343,590	196,700
Transfer to Grant Fund	-	-	-	-	-
Total	\$ 368,940	\$ 463,334	\$ 404,103	\$ 794,620	\$ 602,197
Total Uses	\$ 2,269,260	\$ 2,331,913	\$ 2,756,808	\$ 3,090,877	\$ 3,244,522
Sources Over(Under) Uses	\$ (136,398)	\$ 217,717	\$ 110,068	\$ (279,056)	\$ (265,972)
Prior Period Adjustment	-	-	-	-	-
Balance 12/31	\$ 1,128,336	\$ 1,346,053	\$ 1,190,842	\$ 1,066,997	\$ 801,025
Reserve Per Policy - 17% of Budgeted Revenue:	\$ 444,267	\$ 506,354			
Unencumbered Cash Over(Under) Requirement:	\$ 622,730	\$ 294,671			
Reserve Per Policy - 25% of Budgeted Revenue:	\$ 653,334	\$ 744,638			
Unencumbered Cash Over(Under) Requirement:	\$ 413,663	\$ 56,387			

Funding Sources: Property tax, sales tax, franchise fees, user fees and charges

Expenditures: General operations of the City

City of Edgerton Water Fund

	2014 Actual	2015 Actual	2016 Budget	2016 Estimate	2017 Budget
Balance 1/1	\$ 194,636	\$ 237,462	\$ 239,911	\$ 220,874	\$ 239,294
Revenues:					
Charges for Services	417,233	401,944	430,000	434,593	443,108
Fines & Forfeitures	13,138	13,628	15,952	13,000	13,000
Reimbursements	-	839	-	1,000	1,000
Investment Income	496	481	1,000	1,000	1,000
Total Revenue	\$ 430,867	\$ 416,892	\$ 446,952	\$ 449,593	\$ 458,108
Transfers from Other funds:					
Total	\$ -	\$ -	\$ -	\$ -	\$ -
Total Sources	\$ 430,867	\$ 416,892	\$ 446,952	\$ 449,593	\$ 458,108
Expenditures:					
Information Technology	-	5,683	12,015	11,655	17,165
Production	139,906	149,135	179,200	173,824	179,700
Distribution	114,941	98,319	54,445	52,812	52,547
Administrative - Water	30,588	118,319	177,767	172,434	115,202
Employee Benefits	20,216	20,357	21,081	20,449	22,653
Debt Service	-	-	-	-	82,392
Total Expenditures	\$ 305,651	\$ 391,813	\$ 444,508	\$ 431,173	\$ 469,659
Transfers to Other Funds:					
Transfer to Equipment Reserve Fund-Water	-	-	41,667	-	-
Transfer to Water Principal & Interest	82,390	-	-	-	-
Transfer to Capital Projects Fund	-	41,667	-	-	-
Total	\$ 82,390	\$ 41,667	\$ 41,667	\$ -	\$ -
Total Uses	\$ 388,041	\$ 433,480	\$ 486,175	\$ 431,173	\$ 469,659
Sources Over(Under) Uses	\$ 42,826	\$ (16,588)	\$ (39,223)	\$ 18,420	\$ (11,551)
Prior Period Adjustment					
Balance 12/31	\$ 237,462	\$ 220,874	\$ 200,688	\$ 239,294	\$ 227,743

Funding Sources: Charges to users of the City's water system

Expenditures: Water system operation and maintenance

**City of Edgerton
Sewer Fund**

	2014 Actual	2015 Actual	2016 Budget	2016 Estimate	2017 Budget
Balance 1/1	\$ (36,133)	\$ 49,753	\$ 133,078	\$ 133,078	\$ 182,604
Revenues:					
Charges for Services	190,605	384,154	288,313	406,219	453,530
Reimbursements	72,345	80	-	-	-
Bond Proceeds					100,000
Investment Income	96	175	150	100	150
Total Revenue	\$ 263,046	\$ 384,409	\$ 288,463	\$ 406,319	\$ 553,680
Transfers from Other funds:					
Transfer from Sewer Reserve Fund	-	-	-	-	-
Transfer from Grants Fund	188,311	-	-	-	-
Total	\$ 188,311	\$ -	\$ -	\$ -	\$ -
Total Sources	\$ 451,357	\$ 384,409	\$ 288,463	\$ 406,319	\$ 553,680
Expenditures:					
Information Technology	-	4,569	6,546	6,350	10,557
Treatment Plant	257,721	198,329	150,448	145,935	183,634
Sewer Line Maintenance	7,300	4,039	5,000	4,850	5,000
Lift Stations/Vaults	1,067	6,961	9,725	9,433	15,028
Administrative - Sewer	40,135	61,981	167,796	162,762	197,348
Employee Benefits	18,922	25,205	28,313	27,464	30,776
Debt Service	-	-	-	-	100,000
Total Expenditures	\$ 325,145	\$ 301,084	\$ 367,828	\$ 356,793	\$ 542,343
Transfers to Other Funds:					
Transfer to Equipment Reserve Fund-Sewer	-	-	-	-	-
Transfer to Sewer Principal & Interest	40,326	-	-	-	-
Transfer to Sewer Reserve Fund	-	-	-	-	-
Total	\$ 40,326	\$ -	\$ -	\$ -	\$ -
Total Uses	\$ 365,471	\$ 301,084	\$ 367,828	\$ 356,793	\$ 542,343
Sources Over(Under) Uses	\$ 85,886	\$ 83,325	\$ (79,365)	\$ 49,526	\$ 11,337
Prior Period Adjustment					
Balance 12/31	\$ 49,753	\$ 133,078	\$ 53,713	\$ 182,604	\$ 193,941

Funding Sources: Charges to users of the City's sewer system

Expenditures: Sewer system operation and maintenance

City of Edgerton Special Highway Fund

	2014 Actual	2015 Actual	2016 Budget	2016 Estimate	2017 Budget
Balance 1/1	\$ 168,128	\$ 163,246	\$ 45,952	\$ 150,952	\$ -
Revenues:					
Gasoline Tax	43,992	44,698	44,120	44,680	44,500
Total Revenue	\$ 43,992	\$ 44,698	\$ 44,120	\$ 44,680	\$ 44,500
Transfers from Other funds:					
Total	\$ -	\$ -	\$ -	\$ -	\$ -
Total Sources	\$ 43,992	\$ 44,698	\$ 44,120	\$ 44,680	\$ 44,500
Expenditures:					
Public Works	48,874	56,992	90,072	187,970	-
Total Expenditures	\$ 48,874	\$ 56,992	\$ 90,072	\$ 187,970	\$ -
Transfers to Other Funds:					
Transfer to Capital Projects Fund	-	-	-	7,662	44,500
Total	\$ -	\$ -	\$ -	\$ 7,662	\$ 44,500
Total Uses	\$ 48,874	\$ 56,992	\$ 90,072	\$ 195,632	\$ 44,500
Sources Over(Under) Uses	\$ (4,882)	\$ (12,294)	\$ (45,952)	\$ (150,952)	\$ -
Prior Period Adjustment	-	-	-	-	-
Balance 12/31	\$ 163,246	\$ 150,952	\$ -	\$ -	\$ -

Expenditure Detail:

2014 Chip & Seal	\$ 56,992				
7th/8th St. Cut Outs					
2015 Street Maintenance Project					
CARS Project w/Johnson County				\$ 43,947	
(Edgewood/207th)					
2015 Prepwork					
2016 Prepwork				\$ 25,809	
2016 Street Maintenance Project		\$ 65,000		\$ 80,315	
CARS Project w/Johnson County		\$ 25,072		\$ 37,899	
(Sunflower Road)					
	\$ 56,992	\$ 90,072	\$ 187,970	\$ -	

Funding Sources: State gasoline tax (per gallon)

Expenditures: Maintenance of City streets

City of Edgerton Special Parks & Recreation Fund

	2014 Actual	2015 Actual	2016 Budget	2016 Estimate	2017 Budget
Balance 1/1	\$ 6,902	\$ 8,909	\$ 10,909	\$ 11,970	\$ 14,970
Revenues:					
Local Alcoholic Liquor Tax	2,007	3,061	2,208	3,000	3,271
Total Revenue	\$ 2,007	\$ 3,061	\$ 2,208	\$ 3,000	\$ 3,271
Transfers from Other funds:					
Total	\$ -	\$ -	\$ -	\$ -	\$ -
Total Sources	\$ 2,007	\$ 3,061	\$ 2,208	\$ 3,000	\$ 3,271
Expenditures:					
Parks	-	-	-	-	-
Total Expenditures	\$ -	\$ -	\$ -	\$ -	\$ -
Transfers to Other Funds:					
Transfer to Capital Projects Fund	-	-	13,117	-	18,241
Total	\$ -	\$ -	\$ 13,117	\$ -	\$ 18,241
Total Uses	\$ -	\$ -	\$ 13,117	\$ -	\$ 18,241
Sources Over(Under) Uses	\$ 2,007	\$ 3,061	\$ (10,909)	\$ 3,000	\$ (14,970)
Prior Period Adjustment					
Balance 12/31	\$ 8,909	\$ 11,970	\$ -	\$ 14,970	\$ -

Expenditure Detail:

Transfer to CIP	\$ 18,241
	<u>\$ 18,241</u>

Funding Sources: Special alcohol tax per K.S.A. 79-41a04 (1/2 of total alcohol tax received by the City)

Expenditures: Park & Recreation programs and improvements

City of Edgerton Bond & Interest Fund

	2014 Actual	2015 Actual	2016 Budget	2016 Estimate	2017 Budget
Balance 1/1		\$ 52,799	\$ 270,313	\$ 270,314	\$ 415,895
Revenues:					
Special Assessments	52,799	317,567	245,634	245,634	245,634
Investment Income	-	-	-	-	-
Total Revenue	\$ 52,799	\$ 317,567	\$ 245,634	\$ 245,634	\$ 245,634
Transfers from Other funds:					
Total	\$ -	\$ -	\$ -	\$ -	\$ -
Total Sources	\$ 52,799	\$ 317,567	\$ 245,634	\$ 245,634	\$ 245,634
Expenditures:					
Debt Service	-	100,052	100,053	100,053	100,053
Total Expenditures	\$ -	\$ 100,052	\$ 100,053	\$ 100,053	\$ 100,053
Transfers to Other Funds:					
Total	\$ -	\$ -	\$ -	\$ -	\$ -
Total Uses	\$ -	\$ 100,052	\$ 100,053	\$ 100,053	\$ 100,053
Sources Over(Under) Uses	\$ 52,799	\$ 217,515	\$ 145,581	\$ 145,581	\$ 145,581
Prior Period Adjustment					
Balance 12/31	\$ 52,799	\$ 270,314	\$ 415,894	\$ 415,895	\$ 561,476

Funding Sources: Special assessments

Expenditures: Debt service payments on the City's outstanding bonds

Notes: The City's outstanding bonds will be paid off in 2034.

**City of Edgerton
Authorized Positions
2017 Budget**

Position Type:					Allocation			2016			2017		
Position	Full-Time/ Part-Time	Hourly or Salaried	Employee Assigned	Home Dept	Fund 10	Fund 20	Fund 30	FT	PT	Elected	FT	PT	Elected
Mayor	PT	Salaried	Donald Roberts	10-01	100%					1			1
Council Member	PT	Salaried	Clay Longanecker	10-01	100%					1			1
Council Member	PT	Salaried	Cindy Crooks	10-01	100%					1			1
Council Member	PT	Salaried	Darius Crist	10-01	100%					1			1
Council Member	PT	Salaried	Jody Brown	10-01	100%					1			1
Council Member	PT	Salaried	Charlie Troutner	10-01	100%					1			1
City Adimistrator	FT	Salaried	Beth Linn	10-01	100%			1			1		
Finance Director	PT	Hourly	Karen Kindie	10-01	34%	33%	33%					1	
Administrative Assistant	PT	Hourly	Debra Gragg	10-01	100%				1			1	
City Clerk	FT	Hourly	Janeice Rawles	10-01	100%			1			1		
City Treasurer	PT	Salaried	Irene Eastwood	10-01	100%				1			1	
Account Clerk	FT	Hourly	Nikki Walford	10-01	34%	33%	33%	1			1		
Crossing Guard	PT	Hourly	Ed Shanley	10-02	100%				1			1	
Municipal Court Clerk	PT	Hourly	Vacant	10-02	100%				1			1	
Public Works Superintendent	FT	Hourly	Trey Whitaker	10-03	100%			1			1		
Asst Superintendent	FT	Hourly	Jim Elrod	10-03	100%			1					
Foreman	FT	Hourly	Vacant	10-03	100%						1		
Maintenance Tech II	FT	Hourly	Cody Ferris	10-03	100%			1			1		
Maintenance Tech I	FT	Hourly	Colton Fielden	10-03	100%			1			1		
Maintenance Tech I	FT	Hourly	Collin Williams	10-03	100%			1			1		
Recreation Coordinator	FT	Hourly	Tegan Meadors	10-04	100%			1			1		
Seasonal Laborer	PT	Hourly	Robert McVey	10-04	100%				1				
Maintenance Tech II	FT	Hourly	Vacant	10-04	100%						1		
Summer Youth Activities Coordinator	PT	Hourly	Shelby Rawles	10-04	100%				1			1	
Community Development Director	FT	Salaried	Kenny Cook	10-07	100%			1			1		
Code Enforce/Animal Control Officer	FT	Hourly	Charlie Lydon	10-07	100%			1			1		
Building Inpsector	FT	Hourly	Kenny Wiseman	10-07	100%			1			1		
CIP Project Manager	FT	Hourly	Vacant	94-75	100%						1		
Utility Superintendent	FT	Hourly	Mike Mabrey	20-22		40%	60%	1			1		
Maintenance Tech I	FT	Hourly	Chase Forrester	20-22		40%	60%	1			1		

Total Authorized Positions	14	6	6	16	6	6
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Rev. 7/13/2016

City of Edgerton
Vehicle & Equipment Replacement
Fund Summary
As of 6-30-2016

Fund 13 - General Equipment Reserve Fund

	2015	2016	2017	2018	2019	2020	2021
Beginning Balance, Jan 1	\$ 205,373	\$ 93,805	\$ 131,224	\$ 262,641	\$ 405,422	\$ 396,999	\$ 297,043
Transfers in or Other Revenues	110,556	258,000	250,000	250,000	125,000	125,000	125,000
Vehicle/Equipment Purchases	(222,124)	(220,581)	(118,583)	(107,219)	(133,423)	(224,956)	(45,728)
Ending Balance, 12/31	\$ 93,805	\$ 131,224	\$ 262,641	\$ 405,422	\$ 396,999	\$ 297,043	\$ 376,315

Fund 27 - Water Equipment Reserve Fund

	2015	2016	2017	2018	2019	2020	2021
Beginning Balance, Jan 1	\$ 140,596	\$ 141,496	\$ 25,215	\$ 25,215	\$ 16,833	\$ 8,253	\$ 8,253
Transfers in or Other Revenues	900	-	-	-	-	-	-
Vehicle/Equipment Purchases	-	(116,281)	-	(8,382)	(8,580)	-	-
Ending Balance, 12/31	\$ 141,496	\$ 25,215	\$ 25,215	\$ 16,833	\$ 8,253	\$ 8,253	\$ 8,253

Fund 37 - Sewer Equipment Reserve Fund

	2015	2016	2017	2018	2019	2020	2021
Beginning Balance, Jan 1	\$ 42,336	\$ 38,212	\$ (1,208)	\$ (1,208)	\$ (9,590)	\$ (18,170)	\$ (18,170)
Transfers in or Other Revenues	2,830	-	-	-	-	-	-
Vehicle/Equipment Purchases	(6,954)	(39,420)	-	(8,382)	(8,580)	-	-
Ending Balance, 12/31	\$ 38,212	\$ (1,208)	\$ (1,208)	\$ (9,590)	\$ (18,170)	\$ (18,170)	\$ (18,170)

Notes:

The amount for 2017 is the amount to be included in the 2017 budget as of this date.
The amounts in years beyond 2017 are left the same as the 2017 amount.

City of Edgerton
2017 Capital Improvement Program
Funding Sources Forecast

as of 8-8-2016

	Available Balance 12/31/2015	2016	2017	2018	2019	2020	2021	Total
General Fund	<i>The money available for this funding source comes from the estimated fund balance in excess of the reserve requirement. The City's policy requires the reserve amount to be 17% - 25% of budgeted revenues. The amounts listed here are the funds in excess of 25% of budgeted revenues. Funds in excess of the reserve requirement can be used for one-time expenditures. This funding source should not be used for recurring items as there isn't any guarantee that there will be fund balance in excess of the reserve requirement each year.</i>							
Forecast	\$ 566,541	\$ (152,878)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 413,663
Committed in CIP	34,882	343,590	196,500	254,176	-	-	-	829,148
Available Amount	\$ 531,659	\$ 35,191	\$ (161,309)	\$ (415,485)	\$ (415,485)	\$ (415,485)	\$ (415,485)	\$ (415,485)
Special Highway Fund	<i>This fund receives the gas tax, and according to state statute the money can only be used on roads.</i>							
Forecast	\$ 256,818	\$ 44,680	\$ 44,500	\$ 44,500	\$ 44,500	\$ 44,500	\$ 44,500	\$ 523,998
Committed in CIP	149,813	151,685	44,500	44,500	44,500	44,500	44,500	523,998
Available Amount	\$ 107,005	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Special Park & Rec Fund	<i>This fund receives 1/2 of the alcohol tax, and according to state statute can only be spent on parks.</i>							
Forecast	\$ 8,908	\$ 2,000	\$ 3,271	\$ 3,271	\$ 3,271	\$ 3,271	\$ 3,271	\$ 27,263
Committed in CIP	-	-	-	-	-	-	-	-
Available Amount	\$ 8,908	\$ 10,908	\$ 14,179	\$ 17,450	\$ 20,721	\$ 23,992	\$ 27,263	\$ 27,263
PIF	<i>The use of this funding source is governed by the financing agreement for LPKC.</i>							
Forecast	\$ 2,250,660	\$ 1,000,485	\$ 1,000,000	\$ -	\$ -	\$ 11,000,000	\$ -	\$ 15,251,145
Committed in CIP	2,250,660	1,000,485	1,000,000	-	-	11,000,000	-	15,251,145
Available Amount	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
CARS	<i>The City applies to the Johnson County CARS program for funding, and if approved must enter into an interlocal agreement with Johnson County. Generally, the CARS program will pay 50% of allowed project costs. These funds are limited to the specific road project listed in the agreement.</i>							
Forecast	\$ 87,894	\$ 75,798	\$ 98,000	\$ 144,817	\$ -	\$ 1,000,000	\$ -	\$ 1,406,509
Committed in CIP	87,894	75,798	98,000	144,817	-	1,000,000	-	1,406,509

City of Edgerton
2017 Capital Improvement Program
Funding Sources Forecast

as of 8-8-2016

	Available Balance		2016		2017		2018		2019		2020		2021		Total
Available Amount	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-	\$
KDOT	<i>These funds are granted by KDOT and governed by an interlocal agreement with KDOT. These funds can only be used on the specific road project listed in the agreement.</i>														
Forecast	\$	20,785,005	\$	11,014,995	\$	-	\$	-	\$	-	\$	-	\$	-	\$ 31,800,000
Committed in CIP		20,785,005		11,014,995		-		-		-		-		-	31,800,000
Available Amount	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-	\$ -
Other Cities	<i>This source represents the funding that another city or Johnson County is providing for a joint project. The funds are governed by the interlocal agreement and can only be spent on the project(s) listed in the agreement.</i>														
Forecast	\$	43,947	\$	37,899	\$	-	\$	-	\$	-	\$	-	\$	-	\$ 81,846
Committed in CIP		43,947		37,899		-		-		-		-		-	81,846
Available Amount	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-	\$ -
Grants	<i>Grants can come from many sources. However, all grant money is governed by the grant agreement, and can only be used for the projects listed in the grant agreement.</i>														
Forecast	\$	33,321	\$	164,349	\$	200,000	\$	-	\$	-	\$	1,000,000	\$	-	\$ 1,397,670
Committed in CIP		33,321		164,349		200,000		-		-		1,000,000		-	1,397,670
Available Amount	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-	\$ -
GO Bonds	<i>This funding source reflects issue general obligation bonds for a project. The bond proceeds can only be used for the project(s) for which the bonds were issued. Any money left over is used to pay down the bonds.</i>														
Forecast	\$	2,303	\$	3,209,495	\$	-	\$	1,758,479	\$	1,758,478	\$	-	\$	-	\$ 6,728,755
Committed in CIP		2,303		3,209,495		-		1,758,479		1,758,478		-		-	6,728,755
Available Amount	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-	\$ -
Street Excise Tax	<i>This funding source comes from the excise tax charged when platting land outside of LPKC. Use of this funding source is limited to street/road projects.</i>														
Forecast	\$	355,820	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-	\$ 355,820

City of Edgerton
2017 Capital Improvement Program
Funding Sources Forecast

as of 8-8-2016

	Available Balance 12/31/2015	2016	2017	2018	2019	2020	2021	Total
Committed in CIP	-	-	-	-	-	-	-	-
Available Amount	\$ 355,820	\$ 355,820	\$ 355,820	\$ 355,820	\$ 355,820	\$ 355,820	\$ 355,820	\$ 355,820
Park Impact Fee	<i>This funding source comes from the park impact fee charged when platting land in LPKC. Use of this funding source is limited to park projects. This is a one-time source of funding.</i>							
Forecast	\$ 338,783	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 338,783
Committed in CIP	-	376,418	306,522	-	-	-	-	682,940
Available Amount	\$ 338,783	\$ (37,635)	\$ (344,157)	\$ (344,157)	\$ (344,157)	\$ (344,157)	\$ (344,157)	\$ (344,157)
PIF Maintenance Fee (Life of abatement 10 yrs)	<i>This funding source comes from the 9¢ per square foot of buildings at LPKC. The money comes from the Public Infrastructure Fund (PIF) and is transferred to the General Fund. The calculation is based on square feet on January 1st and payment is received on June 1st. The amounts in this forecast reflect 100% of the forecasted amount for this revenue source.</i>							
Forecast	\$ 126,177	\$ 254,179	\$ 622,331	\$ 622,331	\$ 622,331	\$ 622,331	\$ 622,331	\$ 3,492,011
Committed in CIP	-	-	-	-	-	-	-	-
Available Amount	\$ 126,177	\$ 380,356	\$ 1,002,687	\$ 1,625,018	\$ 2,247,349	\$ 2,869,680	\$ 3,492,011	\$ 3,492,011
System Dev Fee - Water	<i>This funding source comes from the fee charged when a new connection is made to the water system. Use of this funding source is limited to construction of the water system.</i>							
Forecast	\$ 162,500	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 162,500
Committed in CIP	-	-	91,495	-	-	-	-	91,495
Available Amount	\$ 162,500	\$ 162,500	\$ 71,005	\$ 71,005	\$ 71,005	\$ 71,005	\$ 71,005	\$ 71,005
System Dev Fee - Sewer	<i>This funding source comes from the fee charged when a new connection is made to the sewer system. Use of this funding source is limited to construction of the sewer system.</i>							
Forecast	\$ 145,800	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 145,800
Committed in CIP	-	-	-	-	-	-	-	-
Available Amount	\$ 145,800	\$ 145,800	\$ 145,800	\$ 145,800	\$ 145,800	\$ 145,800	\$ 145,800	\$ 145,800
Revolving Loan Fund	<i>This funding source represents revolving loan funds received from the State of Kansas. Use of this funding source is limited to the project(s) listed in the revolving loan fund agreement.</i>							

City of Edgerton
2017 Capital Improvement Program
Funding Sources Forecast

as of 8-8-2016

	Available Balance														
	12/31/2015		2016		2017		2018		2019		2020		2021		Total
Forecast	\$	-	\$	300,000	\$	-	\$	-	\$	-	\$	-	\$	-	\$ 300,000
Committed in CIP		-		300,000		-		-		-		-		-	300,000
Available Amount	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-	\$ -

City of Edgerton
5-Year Capital Improvement Plan
2017 Budget
 as of 8-8-2016

Project		Outside Funding Available												Funding																
Number	Project Name	Project Status	Citizen Survey		Department	Total Cost	2015 & Prior	2016	2017	2018	2019	2020	2021	General Fund	Special Hwy	Special Park & Rec	PIF	CARS	KDOT	Other City	Grants	GO Bonds	St Excise	Park Impact	PIF Maint	Syst Dev Water	Syst Dev Sewer	RLF	Total	
Completed Projects																														
8000	Quiet Zones	Complete	N/A	No	Public Works	\$ 231,218	\$ 231,218	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 231,218	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 231,218
8001	Library Windows Phase 1	Complete	5 - Facilities	No	Facilities	11,285	11,285	-	-	-	-	-	-	11,285	-	-	-	-	-	-	-	-	-	-	-	-	-	-	11,285	
8002	Water Tower	Complete	N/A	No	Water	2,019,927	2,019,442	485	-	-	-	-	-	-	-	-	2,019,927	-	-	-	-	-	-	-	-	-	-	-	2,019,927	
8004	Shelter Roof for Kennel	Complete	N/A	No	Community Development	3,450	3,450	-	-	-	-	-	-	3,450	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3,450	
8005	CARS Edgerton Rd (207th - Nelson); 207th (W of Edgerton Rd to BNSF RR)	Complete	1 - Streets	Yes	Public Works	175,788	175,788	-	-	-	-	-	-	-	43,947	-	-	87,894	-	43,947	-	-	-	-	-	-	-	-	175,788	
8016	Museum Roof	Complete	5 - Facilities	Unknown	Facilities	3,220	-	3,220	-	-	-	-	-	3,220	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3,220	
n/a	Exterior Painting of the Museum Building	Complete	N/A	No	Facilities	303	303	-	-	-	-	-	-	303	-	-	-	-	-	-	-	-	-	-	-	-	-	-	303	
n/a	2014 Chip & Seal	Complete	1 - Streets	No	Public Works	48,874	48,874	-	-	-	-	-	-	-	48,874	-	-	-	-	-	-	-	-	-	-	-	-	-	48,874	
n/a	7th/8th Street Cut Outs	Complete	1 - Streets	No	Public Works	56,992	56,992	-	-	-	-	-	-	-	56,992	-	-	-	-	-	-	-	-	-	-	-	-	-	56,992	
Current Projects																														
8003	Waverly Road	Construction	1 - Streets	Yes	Public Works	30,000,000	20,785,005	9,214,995	-	-	-	-	-	-	-	-	-	-	30,000,000	-	-	-	-	-	-	-	-	-	30,000,000	
8006	Manor Park	Construction	2 - Parks	No	Parks	145,000	19,844	125,156	-	-	-	-	-	145,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	145,000	
8007	Automated Meter Reading System	Design	4 - Water	Yes	Water	300,000	756	299,244	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	300,000	-	300,000	
8008	EWTP Conversion	Design	6 - Sewer	No	Sewer	3,211,798	2,303	3,209,495	-	-	-	-	-	-	-	-	-	-	-	-	-	3,211,798	-	-	-	-	-	-	3,211,798	
8018	Park Master Plan	Design	2 - Parks	Unknown	Parks	69,895	-	69,895	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	69,895	-	-	-	-	69,895	
8015	Sidewalk 8th St- Nelson - Edgewood	Design	3 - Sidewalks	No	Public Works	235,370	-	235,370	-	-	-	-	-	235,370	-	-	-	-	-	-	-	-	-	-	-	-	-	-	235,370	
8014	LPKC Interceptor Sewer	Design	6 - Sewer	Yes	Sewer	197,670	33,321	164,349	-	-	-	-	-	-	-	-	-	-	-	-	197,670	-	-	-	-	-	-	-	197,670	
	Annual Street Maintenance & Prepwork Project	Construction	1 - Streets	No	Public Works	336,286	-	113,786	44,500	44,500	44,500	44,500	44,500	-	336,286	-	-	-	-	-	-	-	-	-	-	-	-	-	336,286	
8017	Montrose Street Phase 2	Design	1 - Streets	Yes	Public Works	1,800,000	-	1,800,000	-	-	-	-	-	-	-	-	-	-	1,800,000	-	-	-	-	-	-	-	-	-	1,800,000	
	CARS: Sunflower Road: I-35 - Nelson	Design	1 - Streets	Yes	Public Works	151,596	-	151,596	-	-	-	-	-	-	37,899	-	-	75,798	-	37,899	-	-	-	-	-	-	-	-	151,596	
Programmed Projects																														
	Community Center & Spray Park	Programmed	2 - Parks	Yes	Parks	4,130,002	-	306,523	306,522	1,758,479	1,758,478	-	-	-	-	-	-	-	-	-	-	3,516,957	-	613,045	-	-	-	-	4,130,002	
	Space Needs Study for City Hall	Programmed	5 - Facilities	No	Facilities	50,000	-	-	50,000	-	-	-	-	50,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	50,000	
	East Nelson St Road Improvement	Programmed	1 - Streets	Yes	Public Works	244,500	-	-	244,500	-	-	-	-	146,500	-	-	98,000	-	-	-	-	-	-	-	-	-	-	-	244,500	
	4th & Nelson Intersection Improvements	Programmed	1 - Streets	Yes	Public Works	398,993	-	-	-	398,993	-	-	-	254,176	-	-	144,817	-	-	-	-	-	-	-	-	-	-	-	398,993	
	Nelson Street Water Line Replacement	Programmed	4 - Water	Yes	Water	291,495	-	-	291,495	-	-	-	-	-	-	-	-	-	-	-	200,000	-	-	-	-	91,495	-	-	291,495	
	207th Street Grade Separation	Programmed	1 - Streets	Yes	Public Works	15,000,000	-	1,000,000	1,000,000	-	-	13,000,000	-	-	-	-	13,000,000	1,000,000	-	-	1,000,000	-	-	-	-	-	-	-	15,000,000	
Totals						\$ 59,113,662	\$ 23,388,581	\$ 16,694,114	\$ 1,937,017	\$ 2,201,972	\$ 1,802,978	\$ 13,044,500	\$ 44,500	\$ 849,304	\$ 523,998	\$ -	\$ 15,251,145	\$ 1,406,509	\$ 31,800,000	\$ 81,846	\$ 1,397,670	\$ 6,728,755	\$ -	\$ 682,940	\$ -	\$ 91,495	\$ -	\$ 300,000	\$ 59,113,662	

UNFUNDED CAPITAL PROJECTS

Project Number	Project Name	Citizen Survey	Outside Funding Available	Department	Estimated Cost	Project Description
	East Nelson St Road Improvement	1 - Streets	Yes	Public Works	\$ 244,500	Total reconstruction of the intersection of E Nelson St and E 5th St, and E Nelson St (east of the Railroad Crossing). These sections of roadway are need to be addressed. With the a high volume of truck traffic heading to and from the quarry this area has reached it useful life. The proposed reconstruction utilizes concrete roadway, this is necessary to help prevent further issues in the future. At this point we do not anticipate that the volume of truck traffic in and out of the quarry will subside, if any.
	4th & Nelson Intersection Improvements	1 - Streets	Yes	Public Works	\$ 398,993	This project would remove the existing asphalt, pavement and replace all four legs of the intersection plus Nelson and 4th Street with concrete pavement. Use of concrete pavement would better accommodate the large number of trucks on this route, in particular their turning movements from Nelson to 4th Street. This project would evaluate the use of traffic calming measures such as curb bumpouts and pavement markings to encourage traffic to obey posted speed limits and be aware of pedestrians walking downtown.
	McCarty Street: 1st Street - 2nd Street	1 - Streets	Maybe	Public Works	\$ 98,739	The project includes the conversion of a ditch section street to a curb and gutter street with improved storm drainage. Sidewalk would be installed on one side of the street.
	McCarty Street: 2nd Street - 3rd Street	1 - Streets	Maybe	Public Works	\$ 100,373	The project includes the conversion of a ditch section street to a curb and gutter street with improved storm drainage. Sidewalk would be installed on one side of the street.
	McCarty Street: 3rd Street - 4th Street	1 - Streets	Maybe	Public Works	\$ 97,105	The project includes the conversion of a ditch section street to a curb and gutter street with improved storm drainage. Sidewalk would be installed on one side of the street.
	Hulett Street: 1st Street - 2nd Street	1 - Streets	Maybe	Public Works	\$ 98,556	The project includes the conversion of a ditch section street to a curb and gutter street with improved storm drainage. Sidewalk would be installed on one side of the street.
	Hulett Street: 2nd Street - 3rd Street	1 - Streets	Maybe	Public Works	\$ 97,105	The project includes the conversion of a ditch section street to a curb and gutter street with improved storm drainage. Sidewalk would be installed on one side of the street.
	Hulett Street: 3rd Street - 4th Street	1 - Streets	Maybe	Public Works	\$ 97,105	The project includes the conversion of a ditch section street to a curb and gutter street with improved storm drainage. Sidewalk would be installed on one side of the street.
	Downtown Streetscape	1 - Streets	Maybe	Public Works	\$ -	Preservation and beautification of the Edgerton Downtown can promote private investment and bring people to the downtown area. Many communities have invested dollars into beautification of the historic downtown areas that can include streetscapes with improvement sidewalks, pedestrian elements, upgraded street lighting, parking.
	2nd Street: Nelson St. - City Limits (just south of Edgewood)	1 - Streets	Maybe	Public Works	\$ 755,160	The project includes the conversion of a ditch section street to a curb and gutter street with improved storm drainage. Sidewalk would be installed on one side of the street.
	Edgerton Lake Shoreline Restoration	2 - Parks	Yes	Parks	\$ 250,000	This project would include hydraulic dredging and excavation of Edgerton Lake to remove excessive silt material throughout the lake, reshape the shoreline and rock the shoreline as needed to prevent collapsing areas.
	Edgerton Lake (Santa Fe Lake) Inspection & Improvements	2 - Parks	Unknown	Parks	\$ -	The dam at Edgerton Lake (Santa Fe Lake) is a size 2, hazard class C (high hazard) dam that requires inspection every three years. The dam was last inspected in 2012. The dam was not permitted at the time, but has since been permitted. The dam inspection report from 2012 included several near term and several long term recommendations. This project would complete the recommended near term improvements. It does not include the long term improvements recommended to be programmed in the future if/when the dam is modified. - All trees and brush should be removed from the embankment. The root balls should be removed, and the slope should be restored to a uniform slope. (Completed) - During or immediately following the removal of the trees and vegetation, the condition of the wave erosion protection should be analyzed. Some areas may need to be repaired with rip rap. It may be possible to carefully remove the vegetation while salvaging the existing laid-up rock erosion protection. - Any damage cause by rodents burrowing into the embankment should be repaired. One location was found on the top of the dam in the middle of the embankment. - Rip rap should be added to the downstream toe of the service spillway to prevent long term erosion and undercutting of the concrete service spillway. - A protection fence should be installed on the west wingwall to discourage pedestrians from walking on the service spillway. - An Emergency Action Plan should be prepared and submitted to the Division of Water Resources.
	Swimming Pool	2 - Parks	Unknown	Parks	\$ 4,200,000	Install a swimming pool including locker rooms, restrooms and parking lot.
	Athletic Fields/Courts Renovations	2 - Parks	No	Parks	\$ 100,000	Renovate all Martin Creek Park athletic fields and courts including 3 baseball/softball fields, 1 basketball court, 1 tennis court, and volleyball court.
	Glendell Acres Park Renovation	2 - Parks	No	Parks	\$ 250,000	Design and renovate Glendell Acres Park with new equipment, a finished sidewalk system, re-purposed greenspaces, and landscaping.
	Trail & Parking Lot Asphalt Overlay	2 - Parks	Maybe	Parks	\$ 400,000	Complete asphalt overlay of the approx. 1 mile park trail and both Martin Creek Park and Edgerton Lake parking lots. Extend current trail to Sunflower Rd. to connect to Big Bull Creek Park trail system.
	Edgerton Lake Bridge Replacement	2 - Parks	Unknown	Parks	unknown	This bridge serves as a residential drive way for 2 properties South West of the Lake. It also is a pedestrian crossing. This design offers no barriers to separate these 2 functions which creates a safety concern. The structure itself is also failing leading to serious flooding that has been an ongoing issue for many years. The flooding is caused by culverts that have collapsed. During high flooding, residents are forced to drive on the Martin Creek Park Trail which has caused the trail to fail and creates ruts in the turf. Recommendations are to completely replace the bridge with an updated water flow system and install a divider for pedestrian and car crossings. A guard rail system also needs to be included to eliminate cars and pedestrians from going into the water.
	Annual Sidewalk Maintenance Program	3 - Sidewalks	Maybe	Public Works	\$ -	The project would dedicate funds to replace existing panels of sidewalk throughout the City. Reason for replacement could include cracking, settling, elevation from tree root, etc. This project would also include maintenance and/or installation of ADA accessible ramps at intersections. Cost would be \$37.50 per lineal foot and ramps would be \$1,000 each. An estimated cost is not assigned because project areas have not yet been identified so that the lineal feet can be calculated.
	Sidewalk Installation Program	3 - Sidewalks	Maybe	Public Works	\$ -	This project would install new sidewalks and ADA accessible ramps at intersections where sidewalk does not exist today. One project that has been discussed by members of the public is installation of sidewalk along West 8th Street. Price would be around \$60 per lineal foot which includes the cost of ramps.
	Edgewood - Skate Park Sidewalk	3 - Sidewalks	0	Public Works	\$ 24,450	This project would install new sidewalk and ADA accessible ramps on West Edgewood heading north into the Skate Park.
	Nelson Street Water Line Replacement	4 - Water	Yes	Water	\$ 292,000	Replace approximately 2,100 linear feet of dutile pipe from E. 3rd St. to just west of W. 5th St. along Nelson.
	Tuckpoint City Hall Exterior	5 - Facilities	Unknown	Facilities	\$ -	Some of the mortar between the exterior bricks is failing or is missing. This project will involve tuckpointing the areas on the building where the mortar is failing or missing.
	Renovate the Front Counter at City Hall	5 - Facilities	No	Administration	\$ -	Reconfigure the front counter at City Hall to be ADA compliant and redesign the Account Clerk's workspace to improve sight lines and have a more efficient work flow. Includes installing a cash drawer that interfaces with the cash receipt software.
	Public Works Steps/Handrail/Sidewalk	5 - Facilities	No	Facilities	\$ -	Replace deteriorating step and portion of sidewlak and add hand rail to the steps that lead from the Public Works office to the Edgerton WWTP.
	Museum HVAC System	5 - Facilities	No	Facilities	\$ 11,300	The current heat pump system freezes up in the winter, requiring the museum to close until the system thaws out. The cause of this issue has not yet been identified. It is possible that a repair is needed or that the system needs to be replaced.
	City Hall Parking Lot/Museum Ramp/Ramp	5 - Facilities	No	Facilities	\$ 59,909	Reconstruct the City Hall parking lot, construct an ADA ramp for the Museum and replace sidewalk in front of City Hall.
	Museum Interior Stair Treads	5 - Facilities	No	Facilities	\$ -	The treads on the interior stair case in the museum building are in poor condition and could be a safety issue. Replacing these treads would allow the Edgerton Historical Society to utilize the upstairs space, which they are not doing right now because of the condition of the stairs.
	Museum 2nd Floor Electrical	5 - Facilities	No	Facilities	\$ -	Rewiring fo the 2nd floor has been completed; however, there are missing light switches, cover plates and overhead light fixtures. Putting these items in place would allow the Edgerton Historical Society to utilize the upstairs space.
	Museum Windows	5 - Facilities	No	Facilities	\$ 1,155	Remove 6 old windows and install 6 new windows in the Museum building.
	City Entry Way Signs	5 - Facilities	No	Public Works	\$ -	Design and construction of City entry way signs.
	Space Needs Study for City Hall	5 - Facilities	No	Facilities	\$ 50,000	City Hall has reached its capacity for housing staff. As the City continues to grow and mature, so will the needs for additional services and/or staff. A Space Needs Study would identify the future needs for services (for both the citizens and staff) and for housing of staff. This study would help provide the foundation to identify possible additional solutions to provide services/house staff in other facilities. It would also identify the needs for the renovation of City Hall and any challenges/limitations with regard to its status on the historic registry
	City Hall: Community Hall, Kitchen and Men's Restroom Updating	5 - Facilities	No	Public Works	\$ 10,500	Painting in the Community Hall, Kitchen, and the Men's Restroom. These areas will complete the updated paint through out the lower level of City Hall. This portion of the project will address the current imperfections with the walls in each location. Replacement of the flooring in the Community Hall, Kitchen, and the Men's Restroom. The current flooring is in poor condition and is need to be replaced in these locations. In the kitchen we need to address the area that needs the subfloor replaced.
	Sanitary Sewer Inflow & Infiltration Program	6 - Sewer	Yes	Sewer	\$ -	As with most cities I&I (Inflow and Infiltration) become a costly whenever you have to treat stormwater. In 2000 we sealed all brick manholes with in the city and we also sealed all precast manhole seams to help with I&I issues. However nothing has been done to attack the infiltration of our aged clay tile lines through out Edgerton.
	Sanitary Sewer Inventory & Testing	6 - Sewer	Yes	Sewer	\$ -	Sewer inventory and testing for prioritization of inflow and infiltration (I & I) program in the CiP.
	GIS Mapping of Utility Infrastructure	N/A	Unknown	Public Works/Water/Sewer	\$ 50,000	Map all of the City's infrastructure including streets, storm drains, signs, water infrastructure, sewer infrastructure, etc. using GIS. Having this information in GIS will assist the City with implementing a asset management programs in which the City can plan for the maintenance/repair/replacement of infrastructure components. When the new water meters are set, their GIS location will be recorded.
	City Kennel - repair/replacement	N/A	No	Community Development	\$ 15,000	Replacement of 30+ year old chain link enclosures used for city kennel. Most of the structure is in need of major repairs. All of the cages have been repaired many times. Facility security is low due to weak chain link - low fencing. Kennel seperation is below state standards. Typical chain link life expectancy is 20-25 years.
	Comprehensive Plan Update	N/A	No	Community Development	\$ 60,000	The updating of a comprehensive plan allows Edgerton citizens, elected and appointed officials, business owners and interested members of the public an opportunity to identify a vision for the future of Edgerton. The process identifies the elements of that shared vision, infrastructure and facilities needed to support that shared vision, the location and types of development desired in the future. One of the areas of concentration that was not completed during the last update was articulating the vision for downtown.
	Unified Development Code Update	N/A	No	Community Development	\$ 50,000	The City of Edgerton did tremendous work on the Unified Development Code Industrial regulations in preparation for Logistics Park Kansas City. However, many other sections of the UDC need updating to reflect the shared vision of the future of Edgerton to help facilitate the correct location and type of development. These updates would focus mainly on residential and commercial, but would include smaller updates to the Industrial and Site Plans sections. Updating the comprehensive plan as a community would lay the foundation for the update to the development code.

Total Unfunded Projects

\$ 7,812,950

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider Amendment to 2016 Budget – Special Highway Fund

Department: Administration

Background/Description of Item: In conjunction with the development of the 2017 Budget, staff identified the need to amend the 2016 Budget for the Special Highway Fund only. The City's share for the CARS Project on Sunflower Road came in higher than estimated when the 2016 Budget was prepared. In addition, the annual street maintenance project from 2015 was rescheduled to 2016. The increase in expenditures requires the City to amend the 2016 Budget to allow for additional expenditure authority. Enclosed is the required notice published in the Gardner News on July 20, 2016, as well as an updated 2016 Special Highway Fund Budget Schedule

Enclosure: Public Hearing Notice, Revised 2016 Fund Schedule

Related Ordinance(s) or Statute(s):

Recommendation: Approve the Amendment to 2016 Budget – Special Highway Fund

Funding Source: N/A

Prepared by: Karen Kindle, Accountant
Date: August 8, 2016

**City of Edgerton
Special Highway Fund**

	2013 Actual	2014 Actual	2015 Budget	2015 Actual	2016 Amend Budget
Balance 1/1	\$ 128,400	\$ 168,128	\$ 131,992	\$ 163,246	\$ 150,952
Revenues:					
Gasoline Tax	42,799	43,992	43,690	44,698	44,680
Total Revenue	\$ 42,799	\$ 43,992	\$ 43,690	\$ 44,698	\$ 44,680
Transfers from Other funds:					
Total	\$ -	\$ -	\$ -	\$ -	\$ -
Total Sources	\$ 42,799	\$ 43,992	\$ 43,690	\$ 44,698	\$ 44,680
Expenditures:					
Public Works	3,071	48,874	100,453	56,992	187,970
Total Expenditures	\$ 3,071	\$ 48,874	\$ 100,453	\$ 56,992	\$ 187,970
Transfers to Other Funds:					
Transfer to Capital Projects Fund	-	-	-	-	7,662
Total	\$ -	\$ -	\$ -	\$ -	\$ 7,662
Total Uses	\$ 3,071	\$ 48,874	\$ 100,453	\$ 56,992	\$ 195,632
Sources Over(Under) Uses	\$ 39,728	\$ (4,882)	\$ (56,763)	\$ (12,294)	\$ (150,952)
Prior Period Adjustment	-	-	-	-	-
Balance 12/31	\$ 168,128	\$ 163,246	\$ 75,229	\$ 150,952	\$ -

Expenditure Detail:

2014 Chip & Seal	\$ 48,874				
7th/8th St. Cut Outs			\$ 56,992		
2015 Street Maintenance Project		\$ 28,033	\$ -		
CARS Project w/Johnson County (Edgewood/207th)		\$ 42,420	\$ -	\$ 43,947	
2015 Prepwork		\$ 30,000	\$ -		
2016 Prepwork				\$ 25,809	
2016 Street Maintenance Project				\$ 80,315	
CARS Project w/Johnson County (Sunflower Road)				\$ 37,899	
	\$ 48,874	\$ 100,453	\$ 56,992	\$ 187,970	

Funding Sources: State gasoline tax (per gallon)

Expenditures: Maintenance of City streets

2016

**Notice of Budget Hearing for Amending the
2016 Budget**

The governing body of

Edgerton

will meet on the day of August 11, 2016 at 7:00 PM at Edgerton City Hall, 404 E. Nelson, Edgerton, KS 66021 for the purpose of hearing and answering objections of taxpayers relating to the proposed amended use of funds.

Detailed budget information is available at Edgerton City Hall, 404 E. Nelson, Edgerton, KS 66021 and will be available at this hearing.

Summary of Amendments

Fund	2016 Adopted Budget			2016 Proposed Amended Expenditures
	Actual Tax Rate	Amount of Tax that was Levied	Expenditures	
Special Highway Fund			90,072	195,631
			0	0
			0	0
			0	0
			0	0
			0	0

Janeice Rawles

Official Title: City Clerk

CITY OF EDGERTON, KANSAS

COUNCIL AGENDA ITEM

Council Meeting Date: August 11, 2016

Agenda Item: Ordinance Authorizing Bonds and Bond Documents

Subject: Industrial Revenue Bonds and Property Tax Abatement for ELHC XXXII Project

Summary:

The City received an application for property tax abatement from ELHC XXXII, LLC for a project located in the Logistics Park, consisting of an approximately 765,000 sq. ft. warehouse and distribution facility, to be located at 31450 W. 196th Street, which is located at the northwest corner of 196th Street and Waverly Road, in Edgerton, Kansas (the "Project").

The City has previously adopted Resolution No. 07-08-10A on July 8, 2010, Resolution No. 04-25-13A on April 25, 2013, and Resolution No. 04-09-15A on April 9, 2015 (collectively, the "Resolution of Intent") expressing the intent of the City to issue its industrial revenue bonds in multiple series, the aggregate amount of all series not to exceed \$1,000,000,000, to finance the costs of acquiring, constructing, reconstructing, improving and equipping various projects within The Logistics Park-KC for the benefit of Edgerton Land Holding Company, LLC, or its assigns (the "Developer"). The City adopted Resolution No. 03-24-16A on March 24, 2016 (the "Assignment Resolution") consenting to the assignment of \$38,250,000 of the Developer's interest in the Resolution of Intent to ELHC XXXII, LLC for the Project. Prior to adopting the Assignment Resolution, the City held a public hearing on the Project and considered the cost-benefit report.

Ordinance:

The Ordinance authorizes the City to issue up to \$38,250,000 of industrial revenue bonds for the Project. This bond issue is commonly referred to as a "buy your own bonds bond issue." ELHC XXXII will be both the lessee on the project and the owner of the bonds. When the bonds are issued, ELHC XXXII will lease the project site to the City as is required by state law in order to provide property tax abatement. The City will then sublease the project back to ELHC XXXII. ELHC XXXII will be obligated to repurchase the project at the conclusion of the tax abatement.

The bonds will be limited obligations of the City. This means that the City has to make payments on the bonds to ELHC XXXII as the owner of the bonds only to the extent the City receives payments from ELHC XXXII pursuant to the lease. If lease payments from ELHC XXXII are insufficient to cover scheduled debt service on the bonds, the City is not obligated to make up any shortfall from any other funds of the City. The bonds are not a general obligation of the City and do not count against the City's debt limit.

The Ordinance authorizes the City to enter into the following documents:

- (a) Trust Indenture which contains the terms governing the Bonds and contains the form of the Bonds;
- (b) Base Lease Agreement whereby the City leases the project site from ELHC XXXII;
- (c) Lease Agreement whereby the City will lease the project to ELHC XXXII for the term of the tax abatement;
- (d) Bond Purchase Agreement whereby ELHC XXXII agrees to acquire the Bonds;
- (e) Performance Agreement whereby ELHC XXXII agrees to make certain payments-in-lieu of tax payments; and
- (f) Origination Fee Agreement whereby ELHC XXXII agrees to pay the origination fee to the City over time.

ORDINANCE NO. 1026

AN ORDINANCE AUTHORIZING THE CITY OF EDGERTON, KANSAS, TO ISSUE INDUSTRIAL REVENUE BONDS (ELHC XXXII, LLC PROJECT) SERIES 2016, IN AN AGGREGATE MAXIMUM PRINCIPAL AMOUNT NOT TO EXCEED \$38,250,000, 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 XXXII, LLC; AND AUTHORIZING AND APPROVING THE EXECUTION OF ADDITIONAL DOCUMENTS AND THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF THE BONDS.

WHEREAS, the City of Edgerton, Kansas (the “City”), is authorized pursuant to the provisions of K.S.A. 12-1740 to 12-1749d, inclusive, as amended (the “Act”), to acquire, purchase, construct, install and equip certain commercial and industrial facilities, and to issue industrial revenue bonds for the purpose of paying the cost of such facilities, and to lease such facilities to private persons, firms or corporations; and

WHEREAS, the governing body of the City has heretofore and does now find and determine that it is desirable in order to promote, stimulate and develop the general economic welfare and prosperity of the City and the State of Kansas that the City issue its Industrial Revenue Bonds (ELHC XXXII, LLC Project) Series 2016, in an aggregate maximum principal amount not to exceed \$38,250,000 (the “Bonds”), for the purpose of acquiring, constructing and equipping a commercial project, consisting of an approximately 765,000 sq. ft. warehouse and distribution facility, to be located at 31450 W. 196th Street, Edgerton, Kansas, including land, buildings, structures, improvements, fixtures, machinery and equipment (the “Project”), and that the City lease the Project to ELHC XXXII, LLC, a Kansas limited liability company (the “Company”); and

WHEREAS, the governing body of the City further finds and determines that it is necessary and desirable in connection with the issuance of the Bonds that the City enter into certain agreements, and that the City take certain other actions and approve the execution of certain other documents as herein provided;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF EDGERTON, KANSAS, AS FOLLOWS:

Section 1. Authorization for the Acquisition, Purchase, Construction, Installation and Equipping of the Project. The City is hereby authorized to provide for the acquisition, purchase, construction, installation, rehabilitation and equipping of the Project, all in the manner and as more particularly described in the Indenture and the Lease Agreement hereinafter authorized.

Section 2. Authorization of and Security for the Bonds. The City is hereby authorized to issue and sell the Bonds for the purpose of providing funds to pay the cost of acquiring, purchasing, constructing, installing and equipping the Project. The Bonds shall be issued and secured pursuant to the herein authorized Indenture and shall bear such date, shall mature at such time, shall be in such denominations, shall bear interest at such rates, shall be in such form, shall be subject to redemption and other terms and conditions, and shall be issued in such manner, subject to such provisions, covenants and agreements, as are set forth in the hereafter defined Indenture. The Bonds shall be payable solely out of the rents, revenues and

receipts derived by the City from the Project, and the Project and the net earnings derived by the City from the Project shall be pledged and assigned to the hereafter defined Trustee as security for payment of the Bonds as provided in the Indenture.

Section 3. Authorization of Documents. The City is hereby authorized to enter into the following documents, in substantially the forms presented to and reviewed by the Council of the City (copies of which documents, upon execution thereof, shall be filed in the office of the City Clerk), with such changes therein as shall be approved by the officers of the City executing such documents, such officers' signatures thereon being conclusive evidence of their approval thereof:

(a) Trust Indenture dated the date set forth therein (the "Indenture"), between the City and UMB Bank, N.A., as trustee (the "Trustee"), pursuant to which the Bonds shall be issued and the City shall pledge the Project and assign the rents, revenues and receipts received pursuant to the hereafter defined Lease to the Trustee for the benefit of and security of the holder of the Bonds upon the terms and conditions as set forth in said form of Indenture;

(b) Base Lease Agreement dated the date set forth therein (the "Base Lease"), between the Company and the City, under which the City will lease the project site from the Company;

(c) Lease Agreement dated the date set forth therein (the "Lease Agreement"), between the City and the Company, under which the City will agree to use the proceeds derived from the sale of the Bonds for the purpose of acquiring, purchasing, constructing, installing and equipping the Project and to sublease the Project to the Company, and the Company will agree to make payments in amounts sufficient to provide for the payment of the principal of, redemption premium, if any, and interest on the Bonds as the same become due;

(d) Bond Purchase Agreement dated the date set forth therein (the "Bond Purchase Agreement"), among the City, the Company, as lessee, and the Company, as purchaser;

(e) Performance Agreement dated the date set forth therein (the "Performance Agreement"), between the City and the Company; and

(f) Origination Fee Agreement dated the date set forth therein (the "Origination Fee Agreement"), between the City and the Company.

Section 4. Execution of Bond and Documents. The Mayor of the City is hereby authorized and directed to execute the Bonds and to deliver the Bonds to the Trustee for authentication for and on behalf of and as the act and deed of the City in the manner provided in the Indenture. The Mayor of the City is hereby authorized and directed to execute the Indenture, the Base Lease, the Lease Agreement, the Bond Purchase Agreement, the Performance Agreement, the Origination Fee Agreement and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance, for and on behalf of and as the act and deed of the City. The City Clerk of the City is hereby authorized and directed to attest to and affix the seal of the City to the Bonds, the Indenture, the Base Lease, the Lease Agreement, the Bond Purchase Agreement, the Performance Agreement, the Origination Fee Agreement and such other documents, certificates and instruments as may be necessary.

Section 5. Further Authority. The City shall, and the officers, employees and agents of the City are hereby authorized and directed to, take such action, expend such funds and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance and to carry out, comply with and perform the duties of the City with respect to the

Bonds, the Indenture, the Base Lease, the Lease Agreement, the Performance Agreement, the Bond Purchase Agreement and the Origination Fee Agreement.

Section 6. Effective Date. This Ordinance shall take effect and be in force from and after its passage, approval and publication in summary form in the official City newspaper.

PASSED by the Council of the City of Edgerton, Kansas, this 11th day of August, 2016.

Donald Roberts, Mayor

[SEAL]

ATTEST:

Janeice Rawles, City Clerk

Approved as to form:

Scott W. Anderson, Bond Counsel

ELHC XXXII

CITY OF EDGERTON, KANSAS

COUNCIL AGENDA ITEM

Council Meeting Date: August 11, 2016

Agenda Item: Ordinance Authorizing Bonds and Bond Documents

Subject: Industrial Revenue Bonds and Property Tax Abatement for ELHC XXXIII Project

Summary:

The City received an application for property tax abatement from ELHC XXXIII, LLC for a project located in the Logistics Park, consisting of an approximately 927,000 sq. ft. warehouse and distribution facility, to be located at 31100 W. 196th Street, which is located at the northwest corner of 196th Street and Waverly Road, in Edgerton, Kansas (the “Project”).

The City has previously adopted Resolution No. 07-08-10A on July 8, 2010, Resolution No. 04-25-13A on April 25, 2013, and Resolution No. 04-09-15A on April 9, 2015 (collectively, the “Resolution of Intent”) expressing the intent of the City to issue its industrial revenue bonds in multiple series, the aggregate amount of all series not to exceed \$1,000,000,000, to finance the costs of acquiring, constructing, reconstructing, improving and equipping various projects within The Logistics Park-KC for the benefit of Edgerton Land Holding Company, LLC, or its assigns (the “Developer”). The City adopted Resolution No. 03-24-16B on March 24, 2016 (the “Assignment Resolution”) consenting to the assignment of \$46,350,000 of the Developer’s interest in the Resolution of Intent to ELHC XXXIII, LLC for the Project. Prior to adopting the Assignment Resolution, the City held a public hearing on the Project and considered the cost-benefit report.

Ordinance:

The Ordinance authorizes the City to issue up to \$46,350,000 of industrial revenue bonds for the Project. This bond issue is commonly referred to as a “buy your own bonds bond issue.” ELHC XXXIII will be both the lessee on the project and the owner of the bonds. When the bonds are issued, ELHC XXXIII will lease the project site to the City as is required by state law in order to provide property tax abatement. The City will then sublease the project back to ELHC XXXIII. ELHC XXXIII will be obligated to repurchase the project at the conclusion of the tax abatement.

The bonds will be limited obligations of the City. This means that the City has to make payments on the bonds to ELHC XXXIII as the owner of the bonds only to the extent the City receives payments from ELHC XXXIII pursuant to the lease. If lease payments from ELHC XXXIII are insufficient to cover scheduled debt service on the bonds, the City is not obligated to make up any shortfall from any other funds of the City. The bonds are not a general obligation of the City and do not count against the City’s debt limit.

The Ordinance authorizes the City to enter into the following documents:

- (a) Trust Indenture which contains the terms governing the Bonds and contains the form of the Bonds;
- (b) Base Lease Agreement whereby the City leases the project site from ELHC XXXIII;
- (c) Lease Agreement whereby the City will lease the project to ELHC XXXIII for the term of the tax abatement;
- (d) Bond Purchase Agreement whereby ELHC XXXIII agrees to acquire the Bonds;
- (e) Performance Agreement whereby ELHC XXXIII agrees to make certain payments-in-lieu of tax payments; and
- (f) Origination Fee Agreement whereby ELHC XXXIII agrees to pay the origination fee to the City over time.

ORDINANCE NO. 1027

AN ORDINANCE AUTHORIZING THE CITY OF EDGERTON, KANSAS, TO ISSUE INDUSTRIAL REVENUE BONDS (ELHC XXXIII, LLC PROJECT) SERIES 2016, IN AN AGGREGATE MAXIMUM PRINCIPAL AMOUNT NOT TO EXCEED \$46,350,000, 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 XXXIII, LLC; AND AUTHORIZING AND APPROVING THE EXECUTION OF ADDITIONAL DOCUMENTS AND THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF THE BONDS.

WHEREAS, the City of Edgerton, Kansas (the “City”), is authorized pursuant to the provisions of K.S.A. 12-1740 to 12-1749d, inclusive, as amended (the “Act”), to acquire, purchase, construct, install and equip certain commercial and industrial facilities, and to issue industrial revenue bonds for the purpose of paying the cost of such facilities, and to lease such facilities to private persons, firms or corporations; and

WHEREAS, the governing body of the City has heretofore and does now find and determine that it is desirable in order to promote, stimulate and develop the general economic welfare and prosperity of the City and the State of Kansas that the City issue its Industrial Revenue Bonds (ELHC XXXIII, LLC Project) Series 2016, in an aggregate maximum principal amount not to exceed \$46,350,000 (the “Bonds”), for the purpose of acquiring, constructing and equipping a commercial project, consisting of an approximately 927,000 sq. ft. warehouse and distribution facility, to be located at 31100 W. 196th Street, Edgerton, Kansas, including land, buildings, structures, improvements, fixtures, machinery and equipment (the “Project”), and that the City lease the Project to ELHC XXXIII, LLC, a Kansas limited liability company (the “Company”); and

WHEREAS, the governing body of the City further finds and determines that it is necessary and desirable in connection with the issuance of the Bonds that the City enter into certain agreements, and that the City take certain other actions and approve the execution of certain other documents as herein provided;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF EDGERTON, KANSAS, AS FOLLOWS:

Section 1. Authorization for the Acquisition, Purchase, Construction, Installation and Equipping of the Project. The City is hereby authorized to provide for the acquisition, purchase, construction, installation, rehabilitation and equipping of the Project, all in the manner and as more particularly described in the Indenture and the Lease Agreement hereinafter authorized.

Section 2. Authorization of and Security for the Bonds. The City is hereby authorized to issue and sell the Bonds for the purpose of providing funds to pay the cost of acquiring, purchasing, constructing, installing and equipping the Project. The Bonds shall be issued and secured pursuant to the herein authorized Indenture and shall bear such date, shall mature at such time, shall be in such denominations, shall bear interest at such rates, shall be in such form, shall be subject to redemption and other terms and conditions, and shall be issued in such manner, subject to such provisions, covenants and agreements, as are set forth in the hereafter defined Indenture. The Bonds shall be payable solely out of the rents, revenues and

receipts derived by the City from the Project, and the Project and the net earnings derived by the City from the Project shall be pledged and assigned to the hereafter defined Trustee as security for payment of the Bonds as provided in the Indenture.

Section 3. Authorization of Documents. The City is hereby authorized to enter into the following documents, in substantially the forms presented to and reviewed by the Council of the City (copies of which documents, upon execution thereof, shall be filed in the office of the City Clerk), with such changes therein as shall be approved by the officers of the City executing such documents, such officers' signatures thereon being conclusive evidence of their approval thereof:

(a) Trust Indenture dated the date set forth therein (the "Indenture"), between the City and UMB Bank, N.A., as trustee (the "Trustee"), pursuant to which the Bonds shall be issued and the City shall pledge the Project and assign the rents, revenues and receipts received pursuant to the hereafter defined Lease to the Trustee for the benefit of and security of the holder of the Bonds upon the terms and conditions as set forth in said form of Indenture;

(b) Base Lease Agreement dated the date set forth therein (the "Base Lease"), between the Company and the City, under which the City will lease the project site from the Company;

(c) Lease Agreement dated the date set forth therein (the "Lease Agreement"), between the City and the Company, under which the City will agree to use the proceeds derived from the sale of the Bonds for the purpose of acquiring, purchasing, constructing, installing and equipping the Project and to sublease the Project to the Company, and the Company will agree to make payments in amounts sufficient to provide for the payment of the principal of, redemption premium, if any, and interest on the Bonds as the same become due;

(d) Bond Purchase Agreement dated the date set forth therein (the "Bond Purchase Agreement"), among the City, the Company, as lessee, and the Company, as purchaser;

(e) Performance Agreement dated the date set forth therein (the "Performance Agreement"), between the City and the Company; and

(f) Origination Fee Agreement dated the date set forth therein (the "Origination Fee Agreement"), between the City and the Company.

Section 4. Execution of Bond and Documents. The Mayor of the City is hereby authorized and directed to execute the Bonds and to deliver the Bonds to the Trustee for authentication for and on behalf of and as the act and deed of the City in the manner provided in the Indenture. The Mayor of the City is hereby authorized and directed to execute the Indenture, the Base Lease, the Lease Agreement, the Bond Purchase Agreement, the Performance Agreement, the Origination Fee Agreement and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance, for and on behalf of and as the act and deed of the City. The City Clerk of the City is hereby authorized and directed to attest to and affix the seal of the City to the Bonds, the Indenture, the Base Lease, the Lease Agreement, the Bond Purchase Agreement, the Performance Agreement, the Origination Fee Agreement and such other documents, certificates and instruments as may be necessary.

Section 5. Further Authority. The City shall, and the officers, employees and agents of the City are hereby authorized and directed to, take such action, expend such funds and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance and to carry out, comply with and perform the duties of the City with respect to the

Bonds, the Indenture, the Base Lease, the Lease Agreement, the Performance Agreement, the Bond Purchase Agreement and the Origination Fee Agreement.

Section 6. Effective Date. This Ordinance shall take effect and be in force from and after its passage, approval and publication in summary form in the official City newspaper.

PASSED by the Council of the City of Edgerton, Kansas, this 11th day of August, 2016.

Donald Roberts, Mayor

[SEAL]

ATTEST:

Janeice Rawles, City Clerk

Approved as to form:

Scott W. Anderson, Bond Counsel

ELHC XXXIII

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider Engaging Robert W. Baird & Co. Incorporated as underwriter of the City's \$250,000 (preliminary) General Obligation Bonds, Series 2016-B.

Department: Administration

Background/Description of Item:

Staff recommends the City Council consider the engagement of Robert W. Baird & Co. Incorporated ("Baird") as underwriter for the City's planned issuance of its General Obligation Bonds, Series 2016-B (the "Series 2016-B Bonds"). The Series 2016-B Bonds are being issued subsequent to the City's previously issued General Obligation Bonds, Series 2016 (the "Series 2016 Bonds"), to remedy a shortfall in Series 2016 Bond proceeds necessary to fund sewerage system improvements and related expenses (described below).

Staff recommends engaging Baird, as underwriter of the previously issued Series 2016 Bonds, to underwrite the Series 2016-B Bonds on a negotiated basis. The Series 2016-B Bonds, like the Series 2016 Bonds, are being issued to cover the costs of improvements to the City's sewerage system, including: decommissioning the existing Edgerton Wastewater Treatment Plant; establishing a new pump station at the location of the Edgerton Wastewater Treatment Plant; constructing a new lift station and force main to connect the new pump station at the location of the Edgerton Wastewater Treatment Plant to the new Big Bull Creek Wastewater Treatment Facility; installing a wastewater sludge disposal belt process, including feed pump and polymer system, construction of a sludge storage building, yard piping modifications and other related site improvements (the "Improvements").

To effect this recommendation, the governing body is asked to approve the underwriting engagement letter. The engagement letter has been approved by the City Attorney.

Pricing of the bonds would occur on August 25, 2016, with closing occurring on September 8, 2016. Final documents will be presented at the Council meeting on August 25, 2016. Representatives of bond counsel (Gilmore & Bell) and financial advisor (Columbia Capital) will be in attendance at the August 25 meeting to describe the results of the negotiated bond sale and to address any questions.

Enclosures: Underwriter Engagement Letter

Related Ordinance(s) or Statute(s): The project to be financed by the bonds is authorized under Charter Ordinance No. 22.

Recommendation: Approve the underwriter engagement letter.

Funding Source: Unlimited general obligation (property tax) pledge of repayment, but intended to be repaid from fees charged to the City's sewer customers.

Prepared by: Karen Kindle, Accountant
Date: August 8, 2016

August 8, 2016

City of Edgerton, KS
Attention: Ms. Beth Linn, City Administrator
404 E Nelson, Street, PO Box 225
Edgerton, KS 66021

Ms. Linn:

On behalf of Robert W. Baird & Co. Incorporated (“we” or “Baird”), we wish to thank you for the opportunity to serve as managing underwriter for the City of Edgerton, KS (“you” or the “Issuer”) on its proposed offering and issuance of \$230,000¹ General Obligation Bonds, Series 2016B (the “Securities”). This letter will confirm the terms of our engagement; however, it is anticipated that this letter will be replaced and superseded by a bond purchase agreement to be entered into by the parties (the “Purchase Agreement”) if and when the Securities are priced following successful completion of the offering process. The Purchase Agreement will set forth the terms and conditions on which Baird will purchase or place the Securities and will contain provisions that are consistent with those stated in this letter.

1. Services to be Provided by Baird. Baird is hereby engaged to serve as managing underwriter of the proposed offering and issuance of the Securities, and in such capacity Baird agrees to provide the following services:

- Review and evaluate the proposed terms of the offering and the Securities
- Develop a marketing plan for the offering, including identification of potential purchasers of the Securities
- Assist in the preparation of the official statement and related documents, as necessary
- Contact potential purchasers of the Securities and provide them with copies of the offering materials and related information
- Respond to inquiries from potential purchasers and, if requested, coordinate their due diligence calls and meetings
- Consult with counsel and other service providers about the offering and the terms of the Securities
- Inform the Issuer of the marketing and offering process
- Negotiate the pricing, including the interest rate, and other terms of the Securities
- Obtain CUSIP number(s) for the Securities and arrange for their DTC book-entry eligibility
- Submit documents and other information about the offering to the MSRB’s EMMA website
- Plan and arrange for the closing and settlement of the issuance and the delivery of the Securities
- Such other usual and customary underwriting services as may be requested by the Issuer

2. Disclosures Concerning Baird’s Role as Underwriter as Required by MSRB Rules G-23 and G-17: At the Issuer’s request, Baird may provide incidental financial advisory services, including advice as to the structure, timing, terms and other matters concerning the issuance of the Securities. Please note that Baird would be providing such advisory services in its capacity as underwriter and not as a municipal advisor or financial advisor to the Issuer. As underwriter, Baird’s primary role is to purchase, or arrange for the placement of, the Securities in an arm’s length commercial transaction between the Issuer and Baird. Baird has financial and other interests that differ from those of the Issuer. Municipal Securities Rulemaking Board Rule G-17 requires an underwriter to deal fairly at all times with both municipal issuers and investors. However, unlike a municipal advisor or financial advisor, Baird as an

¹ Preliminary, subject to change

underwriter does not have a fiduciary duty to the Issuer under the federal securities laws and is, therefore, not required by federal law to act in the best interests of the Issuer without regard to its own financial or other interests. As part of its services, Baird will review the official statement applicable to the proposed offering in accordance with, and as part of, its responsibilities to investors under the federal securities laws, as applied to the facts and circumstances of the proposed offering.

As underwriter, Baird will not be required to purchase the Securities except pursuant to the terms of the Purchase Agreement, which will not be signed until successful completion of the pre-sale offering period and satisfaction of various conditions. This letter does not obligate Baird to purchase any of the Securities. If all of the conditions to its obligation to purchase any securities have been satisfied, Baird as underwriter has a duty to purchase securities from the Issuer at a fair and reasonable price but must balance that duty with its duty to sell those securities to investors at prices that are fair and reasonable.

3. Fees and Expenses; Conflicts of Interest. Baird's underwriting fee/spread will be determined by mutual agreement of the Issuer and Baird and will be reflected in the Purchase Agreement. The underwriting fee/spread will represent the difference between the price that Baird pays for the Securities and the public offering price stated on the cover of the final official statement. The underwriting fee/spread will be contingent upon the closing of the proposed offering and the amount of the fee/spread will be based on the principal or par amount of the Securities. While this form of compensation is customary in the municipal securities market, it presents a conflict of interest because the underwriter may have an incentive to recommend to the Issuer a transaction that is unnecessary or to recommend that the size of the transaction be larger than is necessary. Other firms that provide services in connection with the proposed offering may also have fees that are contingent on the closing of the offering.

The Issuer shall be responsible for paying or reimbursing Baird for all costs of issuance, including without limitation, CUSIP, DTC, IPREO (electronic book-running/sales order system), a day loan charge (currently at the rate of 1% per annum of the par amount), printing and mailing/distribution charges, bond counsel, disclosure counsel, underwriter's counsel and ratings agency fees and expenses, and all other expenses incident to the performance of the Issuer's obligations under the proposed offering.

Baird is a full service securities firm and as such Baird and its affiliates may from time to time provide advisory, brokerage, consulting and other services and products to municipalities, other institutions, and individuals including the Issuer, certain Issuer officials or employees, and potential purchasers of the Securities for which Baird may receive customary compensation; however, such services are not related to the proposed offering. Baird may also be engaged from time to time by the Issuer to manage investments for the Issuer (including the proceeds from the proposed offering) through a separate contract that sets forth the fees to be paid to Baird. Baird may compensate its associates for any referrals they have made that resulted in the Issuer's selection of Baird to serve as underwriter on the proposed offering of the Securities. Baird manages various mutual funds, and from time to time those funds may own bonds and other securities issued by the Issuer (including the Securities). Additionally, clients of Baird may from time to time purchase, hold and sell bonds and other securities issued by the Issuer (including the Securities).

In the ordinary course of fixed income trading business, Baird may purchase, sell, or hold a broad array of investments and may actively trade securities and other financial instruments, including the Securities and other municipal bonds, for its own account and for the accounts of customers, with respect to which Baird may receive a mark-up or mark-down, commission or other remuneration. Such investment and trading activities may involve or relate to the offering or other assets, securities and/or instruments of the Issuer and/or persons and entities with relationships with the Issuer. Spouses and other family members of Baird associates may be employed by the Issuer.

Baird has not identified any additional potential or actual material conflicts that require disclosure. If potential or actual conflicts arise in the future, we will provide you with supplemental disclosures about them.

4. Term and Termination. The term of this engagement shall extend from the date of this letter to the closing of the offering of the Securities. Notwithstanding the foregoing, either party may terminate Baird's engagement at any time without liability of penalty upon at least 30 days' prior written notice to the other party. If Baird's engagement is terminated by the Issuer, the Issuer agrees to reimburse Baird for its out-of-pocket expenses incurred until the date of termination.

5. Indemnification; Limitation of Liability. The Issuer agrees that neither Baird nor its employees, officers, agents or affiliates shall have any liability to the Issuer for the services provided hereunder except to the

extent it is judicially determined that Baird engaged in negligence or misconduct. In addition, to the extent permitted by applicable law, the Issuer shall indemnify, defend and hold Baird and its employees, officers, agents and affiliates harmless from and against any losses claims, damages and liabilities that arise from or otherwise relate to this Agreement, actions taken or omitted in connection herewith, or the transactions and other matters contemplated hereby, except to the extent such losses, claims, damages or liabilities are judicially determined to be the result of Baird's negligence or misconduct.

6. Miscellaneous. This letter shall be governed and construed in accordance with the laws of the State of Kansas. This Agreement may not be amended or modified except by means of a written instrument executed by both parties hereto. This Agreement may not be assigned by either party without the prior written consent of the other party. The Issuer acknowledges that Baird may, at its option and expense and after announcement of the offering, place announcements and advertisements or otherwise publicize a description of the offering and Baird's role in it on Baird's website and/or other marketing material and in such financial and other newspapers and journals as it may choose, stating that Baird has acted as underwriter for the offering. The Issuer also agrees that Baird may use the Issuer's name and logo or official seal for these purposes.

7. Disclosures of Material Financial Characteristics and Material Financial Risks. Accompanying this letter is a disclosure document describing the material financial characteristics and material financial risks of the Securities as required by MSRB Rule G-17.


If there is any aspect of this Agreement that requires further clarification, please do not hesitate to contact us. In addition, please consult your own financial and/or municipal, legal, accounting, tax and other advisors as you deem appropriate. We understand that you have the authority to bind the Issuer by contract with us, and that you are not a party to any conflict of interest relating to the proposed offering. If our understanding is not correct, please let us know.

Please evidence your receipt and agreement to the foregoing by signing and returning this letter.

Again, we thank you for the opportunity to assist you with your proposed financing and the confidence you have placed in us.

Sincerely,

ROBERT W. BAIRD & CO. INCORPORATED

By:  _____

Paul Donna, Managing Director

Accepted this ____ day of _____, 2016

CITY OF EDGERTON, KS

By: _____

Beth Linn, City Administrator



Disclosures of Material Financial Characteristics and Financial Risks of Proposed Offering of Fixed Rate Bonds

Robert W. Baird & Co. Incorporated (“Baird”) has been engaged as underwriter for the proposed offering by you (or the “Issuer”) of fixed rate bonds, notes, certificates of participation or other debt securities (“Fixed Rate Bonds”), to be sold on a negotiated basis. The following is a general description of the financial characteristics and security structures of Fixed Rate Bonds, as well as a general description of certain financial risks that you should consider before deciding whether to issue Fixed Rate Bonds.

This document is being provided to an official of the Issuer who has the authority to bind the Issuer by contract with Baird, who does not have a conflict of interest with respect to the offering.

If the Fixed Rate Bonds proposed to be issued are “conduit revenue bonds,” you will be a party to the bond purchase agreement and certain other legal documents to be entered into in connection with the issuance, but the material financial risks described below will be borne by the borrower or obligor, as set forth in those legal documents.

Financial Characteristics

Maturity and Interest. Fixed Rate Bonds are interest-bearing debt securities issued by state and local governments, political subdivisions and agencies or authorities, such as the Issuer. Maturity dates for Fixed Rate Bonds will be fixed at the time of issuance and may include serial maturities (specified principal amounts are payable on the same date in each year until final maturity) or one or more term maturities (specified principal amounts are payable on each term maturity date) or a combination of serial and term maturities. Maturity dates, including the final maturity date, are subject to negotiation and will be reflected in the official statement. At each maturity, the scheduled principal or par amount of the Fixed Rate Bonds will have to be repaid.

Fixed Rate Bonds will pay fixed rates of interest typically semi-annually on scheduled payment dates, although some Fixed Rate Bonds may accrue interest to be paid at maturity. Such bonds are often referred to as capital appreciation or zero-coupon bonds. The interest rates to be paid on Fixed Rate Bonds may differ for each series or maturity date. The specific interest rates will be determined based on market conditions and investor demand and reflected in the official statement for the Fixed Rate Bonds. Fixed Rate Bonds with longer maturity dates will generally have interest rates that are greater than securities with shorter maturity dates.

Redemption. Fixed Rate Bonds may be subject to optional redemption, which allows the Issuer, at its option, to redeem some or all of the Fixed Rate Bonds on a date prior to scheduled maturity, such as in connection with the issuance of refunding bonds to take advantage of lower interest rates. Fixed Rate Bonds may be subject to optional redemption only after the passage of a specified period of time from the date of issuance, and upon payment of the redemption price set forth in the official statement for the Fixed Rate Bonds, which typically is equal to the par amount of the Fixed Rate Bonds being redeemed (plus accrued interest) but may include a redemption premium. The Issuer will be required to send out a notice of optional redemption to the holders of Fixed Rate Bonds,

usually a certain period of time prior to the redemption date. Fixed Rate Bonds with term maturity dates also may be subject to mandatory sinking fund redemption, which requires the Issuer to redeem specified principal amounts of the Fixed Rate Bonds annually in advance of the term maturity date. The mandatory sinking fund redemption price is 100% of the principal amount of the Fixed Rate Bonds to be redeemed. Fixed Rate Bonds may also be subject to extraordinary or mandatory redemption upon the occurrence of certain events, authorizing or requiring you to redeem the Fixed Income Bonds at their par amount (plus accrued interest).

Credit Enhancements. Fixed Rate Bonds may feature credit enhancements, such as an insurance policy provided by a municipal bond insurance company that guarantees the payment of principal of an interest on the bonds when due in the event of default. Other credit enhancements could include a letter of credit provided by a financial institution, or financial support from a state agency.

Tax Status. If Fixed Rate Bonds are intended to be tax-exempt, counsel will provide an opinion that interest on the Fixed Rate Bonds will be excluded from gross income for federal income tax purposes. Certain Fixed Rate Bonds may also be exempt from state personal income tax.

Some Fixed Rate Bonds (or a portion of those being issued) may be taxable, meaning that interest on the Fixed Rate Bonds will be included in gross income for federal income tax purposes.

Security

Payment of principal of and interest on a municipal security, including Fixed Rate Bonds, may be backed by various types of pledges and forms of security, some of which are described below. The security for Fixed Rate Bonds will vary, depending on whether they are general obligation bonds, revenue bonds, conduit bonds or other types.

General Obligation Bonds

“General obligation bonds” are debt securities to which your full faith and credit is pledged to pay principal and interest. If you have taxing power, generally you will pledge to use your ad valorem (property) taxing power to pay principal and interest. Ad valorem taxes necessary to pay debt service on general obligation bonds may not be subject to state constitutional property tax millage limits (an unlimited tax general obligation bond). The term “limited” tax is used when such limits exist. General obligation bonds constitute a debt and, depending on applicable state law, may require that you obtain approval by voters prior to issuance. In the event of default in required payments of interest or principal, the holders of general obligation bonds have certain rights under state law to compel you to impose a tax levy.

Revenue Bonds

“Revenue bonds” are debt securities that are payable only from a specific source or sources of revenues that are generated from a particular enterprise or service you offer, such as water, electricity, sewer, health care, housing, transportation, toll roads and bridges, parking, parks and recreation fees, and stadiums and entertainment facilities. Revenue bonds are not a pledge of your full faith and credit and you are obligated to pay principal and interest on your revenue bonds only from the revenue source(s) specifically pledged to the bonds. Revenue bonds do not permit the bondholders to compel you to impose a tax levy for payment of debt service. Pledged revenues may be derived from operation of the financed project or system, grants, license or user fees, or excise or other specified taxes. Generally, subject to state law or local charter requirements, you are not required to obtain voter approval prior to issuance of revenue bonds. If the specified source(s) of

revenue become inadequate, a default in payment of principal or interest may occur. Various types of pledges of revenue may be used to secure interest and principal payments on revenue bonds. The nature of these pledges may differ widely based on state law, the type of issuer, the type of revenue stream and other factors. Some revenue bonds may be backed by your full faith and credit or moral obligation. A moral obligation is a non-binding covenant by you to make a budget recommendation to your legislative body to appropriate moneys needed to make up any revenue shortfall in order to meet debt service obligations on the revenue bonds, but the legislative body is not legally obligated to make such appropriation.

Certain revenue bonds may be structured as certificates of participation, which are instruments evidencing a pro rata share in a specified pledged revenue stream, usually lease payments that are typically subject to annual appropriation. With certificates of participation, the lesser or party receiving payments assigns those payments to a trustee that distributes them to the certificate holders. Certificates of participation do not constitute general obligation indebtedness of the issuer or municipality and are not backed by a municipality's full faith and credit or taxing power. Certificates of participation are payable solely from specific revenue sources.

Tax Increment or Tax Allocation Bonds

"Tax increment" or "tax allocation" bonds are a form of revenue bonds that are payable from the incremental increase in taxes realized from any appreciation in property values resulting from capital improvements benefitting the properties located in a particular location such as a tax incremental district. They are commonly used to redevelop, add infrastructure or otherwise improve a blighted, neglected or under-utilized area to encourage development in that area. Tax increment bonds may also be payable from increased sales taxes generated in a designated district. The proceeds of an issuance of tax increment or tax allocation bonds are typically applied to pay the costs of infrastructure and other capital improvements in the designated district. The incremental taxes or other revenues may not be sufficient to meet debt service obligations on the tax increment or tax allocation bonds. Some tax increment or tax allocation bonds may also be backed by an issuer's full faith and credit or moral obligation.

Conduit Bonds

Conduit revenue bonds may be issued by a governmental issuer acting as conduit for the benefit of a private sector entity or a 501(c)(3) organization (the "borrower" or "obligor"). Industrial revenue bonds are a form of conduit revenue bonds. Conduit revenue bonds commonly are issued for not-for-profit hospitals, health care facilities, educational institutions, single and multi-family housing, airports, industrial or economic development projects, corporations, and student loan programs, among other borrowers or obligors. Principal and interest on conduit revenue bonds normally are paid exclusively from revenues pledged by the borrower or obligor. Unless otherwise specified under the terms of the bonds, you are not required to make payments of principal or interest if the borrower or obligor defaults.

Charter School Bonds

Fixed Rate Bonds issued for the benefit of charter schools are a form of conduit revenue bonds. They are issued by a government entity acting as a conduit for the benefit of a charter school. The charter school is the borrower or obligor for the bonds. Principal and interest on charter school bonds normally are paid exclusively from revenues pledged by the charter school. Unless otherwise specified under the terms of the bonds, you are not required to make payments of principal or interest if the charter school defaults.

Financial and Other Covenants

Issuers of Fixed Rate Bonds (and/or obligors) may be required to agree to certain financial and other covenants (such as debt service coverage ratios) that are designed to protect bond holders. Covenants are a form of additional security. The failure to continue to meet covenants may trigger an event of default or other adverse consequences to you and/or the obligor giving bond holders certain rights and remedies.

The description above regarding “Security” is only a brief summary of certain possible security provisions for the Fixed Rate Bonds and is not intended as legal advice. You should consult with your bond counsel for further information regarding the security for the Bonds.

Financial Risk Considerations

Certain risks may arise in connection with your issuance of Fixed Rate Bonds, including some or all of the following (generally, the borrower or obligor, rather than you, will bear these risks for conduit revenue bonds):

Issuer Default Risk

You (or the obligor) may be in default if the funds pledged to secure Fixed Rate Bonds are not sufficient to pay debt service on the bonds when due. The consequences of a default may be serious for you (and/or the obligor) and, depending on applicable state law and the terms of the authorizing documents, the holders of the bonds may be able to exercise a range of available remedies against you (or the obligor). For example, if Fixed Rate Bonds are secured by a general obligation pledge, you may be ordered by a court to raise taxes. Other budgetary adjustments also may be necessary to enable you to provide sufficient funds to pay debt service on the bonds. If the Fixed Rate Bonds are revenue bonds, you (or the obligor) may be required to take steps to increase the available revenues that are pledged as security for the bonds. A default may negatively impact your (or the obligor’s) credit ratings and may effectively limit your (or the obligor’s) ability to publicly offer bonds or other securities at market interest rate levels. Further, if you (or the obligor) are unable to provide sufficient funds to remedy the default, subject to applicable state law and the terms of the authorizing documents, you (or the obligor) may find it necessary to consider available alternatives under state law, including (for some issuers) state-mandated receivership or bankruptcy. A default also may occur if you (or the obligor) are unable to comply with covenants or other provisions agreed to in connection with the issuance of the Fixed Rate Bonds.

This description is only a brief summary of issues relating to defaults and is not intended as legal advice. You should consult with your bond counsel for further information regarding defaults and remedies.

Redemption Risk

Your (or the obligor’s) ability to redeem Fixed Rate Bonds prior to maturity may be limited, depending on the terms of any optional redemption provisions. In the event that interest rates decline, you (or the obligor) may be unable to take advantage of the lower interest rates to reduce debt service. In addition, if Fixed Rate Bonds are subject to extraordinary or mandatory redemption, you (or the obligor) may be required to redeem the bonds at times that are disadvantageous.

Refinancing Risk

If your (or the obligor’s) financing plan contemplates refinancing some or all of the Fixed Rate

Bonds at maturity (for example, if there are term maturities or if a shorter final maturity is chosen than might otherwise be permitted under the applicable federal tax rules), market conditions or changes in law may limit or prevent you (or the obligor) from refinancing those bonds when required. Further, limitations in the federal tax rules on advance refunding of bonds (an advance refunding of bonds occurs when tax-exempt bonds are refunded more than 90 days prior to the date on which those bonds may be retired) may restrict your (or the obligor's) ability to refund the Fixed Rate Bonds to take advantage of lower interest rates.

Reinvestment Risk

You (or the obligor) may have proceeds of the Fixed Rate Bonds to invest prior to the time that you (or the obligor) are able to spend those proceeds for the authorized purpose. Depending on market conditions, you (or the obligor) may not be able to invest those proceeds at or near the rate of interest that you (or the obligor) are paying on the bonds, which is referred to as "negative arbitrage".

Tax Compliance Risk (applicable if the Fixed Rate Bonds are tax-exempt bonds)

The issuance of tax-exempt bonds is subject to a number of requirements under the United States Internal Revenue Code, as enforced by the Internal Revenue Service (IRS), and, if applicable, state tax laws. You (and the obligor) must take certain steps and make certain representations prior to the issuance of tax-exempt bonds. You (and the obligor) also must covenant to take certain additional actions after issuance of the tax-exempt bonds. A breach of the representations or a failure to comply with certain tax-related covenants may cause the interest on the Fixed Rate Bonds to become taxable retroactively to the date of issuance of the bonds, which may result in an increase in the interest rate that you (or the obligor) pay on the bonds or the mandatory redemption of the bonds. The IRS also may audit you (or the obligor) or the Fixed Rate Bonds or your (or the obligor's) other bonds, in some cases on a random basis and in other cases targeted to specific types of bond issues or tax concerns. If the Fixed Rate Bonds are declared taxable, or if you (or the obligor) are subject to audit, the market price of the Fixed Rate Bonds and/or your (or the obligor's) other bonds may be adversely affected. Further, your (or the obligor's) ability to issue other tax-exempt bonds also may be limited.

This description of tax compliance risks is not intended as legal advice and you should consult with your bond counsel regarding tax implications of issuing Fixed Rate Bonds.

Continuing Disclosure Risk.

In connection with the issuance of Fixed Rate Bonds, you (and/or the obligor) may be subject to continuing disclosures which require dissemination of annual financial and operating information and notices of material events. Compliance with these continuing disclosure requirements is important and facilitates an orderly secondary market. Failure to comply with continuing disclosure requirements may affect the liquidity and marketability of the Fixed Rate Bonds, as well as your (and/or the obligor's) other outstanding securities. Because instances of material non-compliance with previous continuing disclosure requirements must be disclosed in an official statement, failure to comply with continuing disclosure requirements may also make it more difficult or expensive for you (or the obligor) to market and sell future bonds.

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider Ordinance No. 1028 amending Ordinance No. 998 Annexing Land [Owned By Edgerton Land Holding Company] Into The City Of Edgerton, Kansas

Department: Community Development

Background/Description of Item: Edgerton Land Holding Company (ELHC), owner of Parcel #2F221435-1001 located at 18501 Waverly Road, previously submitted a Consent for Annexation Form to request annexation into the City of Edgerton. This annexation was approved by the City Council at their April 23, 2015 meeting by Ordinance No. 998. As staff has performed additional research on this item as part of their current requests for Preliminary Site Plan and Preliminary Plat Inland Port VII and Inland Port VIII, it was noted that the original description excluded the right-of-way that was located adjacent to the tract. This has resulted in a strip of ground located within the Waverly Road and 183rd Street right-of-ways that are still technically located outside the City Limits. The applicants have submitted an amended Consent for Annexation in order to rectify this issue and allow for the annexation of the right-of-ways adjacent to the property. City Attorney is currently reviewing the request and preparing an updated Ordinance for distribution at the City Council Meeting for August 11, 2016. The existing Consent for Annexation Form is attached with a map of the property location.

Kansas Statute 12-520 states that the governing body of any city, by ordinance, may annex land to such city if that land adjoins the city and a written petition for consent to annexation is filed with the city by the owner. Edgerton Land Holding Company has filed that written petition and is located contiguous to property already within the City of Edgerton corporate city limits.

Enclosure: Draft Ordinance No. 1028 (will be handed out at meeting)
 Ordinance No. 998
 Consent for Annexation (Current)
 Consent for Annexation (4-13-2015)
 Property Map

Related Ordinance(s) or Statute(s): K.S.A. 12-520

Recommendation: Approve Ordinance No. 1028 amending Ordinance No. 998 Annexing Land [Owned By Edgerton Land Holding Company] Into The City Of Edgerton, Kansas

Funding Source: N/A

Prepared by: Kenneth Cook, Community Development Director
Date: August 8, 2016

ORDINANCE NO. 998

AN ORDINANCE ANNEXING LAND [OWNED BY EDGERTON LAND HOLDING COMPANY] INTO THE CITY OF EDGERTON, KANSAS

WHEREAS, the land legally described in the attached **Exhibit A**, located at 18501 Waverly Road and consisting of approximately 77 acres, adjoins the City of Edgerton, Kansas; and

WHEREAS, the owner of the land described in **Exhibit A** attached hereto has signed a written consent authorizing the City to annex such land pursuant to K.S.A. 12-520, as amended, said Consent attached as **Exhibit A**; and

WHEREAS, the governing body of the City of Edgerton, Kansas finds it advisable to annex such land.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EDGERTON, JOHNSON COUNTY, KANSAS:

SECTION ONE: Annexed Property. That the land described in **Exhibit A** attached hereto is hereby annexed and made a part of the City of Edgerton, Kansas.

SECTION TWO: Filing of Ordinance. The Clerk of the City of Edgerton, Kansas shall cause a certified copy of this ordinance to be filed with the County Clerk, Register of Deeds, and County Election Commissioner of Johnson County, Kansas.

SECTION THREE: Effective Date. This ordinance shall take effect and be in force from and after its adoption and publication in the official newspaper of the City of Edgerton, as provided by law.

ADOPTED AND APPROVED this 23rd day of April, 2015, by the Governing Body of the City of Edgerton, Kansas.


Donald Roberts, Mayor

Attest:

Janeice L. Rawles, City Clerk

Approved as to form and legality:



Patrick G. Reavey, City Attorney

EXHIBIT A

CONSENT FOR ANNEXATION

(Adjoining Property By Request)

TO: The Governing Body of the City of Edgerton, Kansas.

The undersigned owner of record of the following described land (approximately 77 acres) hereby petitions the Governing Body of the City of Edgerton, Kansas to annex such land to the City. The land to be annexed is described as follows:

LEGAL DESCRIPTION: The West Half of the Northwest Quarter of Section 35, Township 14, Range 22 in Johnson County, Kansas EXCEPT that part in roads.

PARCEL NUMBER: 2F221435-1001

PROPERTY ADDRESS: 18501 Waverly Road

The undersigned further warrants and guarantees that Edgerton Land Holding Company is the only owner of record of the land, and he is authorized to sign this Consent.

OWNER OF LAND TO BE ANNEXED:

Printed Name

Title

Signature

EXHIBIT A

CONSENT FOR ANNEXATION (Adjoining Property By Request)

TO: The Governing Body of the City of Edgerton, Kansas.

The undersigned owner of record of the following described land (approximately 77 acres) hereby petitions the Governing Body of the City of Edgerton, Kansas to annex such land to the City. The land to be annexed is described as follows:

LEGAL DESCRIPTION: The West Half of the Northwest Quarter of Section 35,
Township 14, Range 22 in Johnson County, Kansas

PARCEL NUMBER: 2F221435-1001

PROPERTY ADDRESS: 18501 Waverly Road

The undersigned further warrants and guarantees that Edgerton Land Holding Company is the only owner of record of the land, and he is authorized to sign this Consent.

OWNER OF LAND TO BE ANNEXED:

Nathaniel Hagedorn managing partner
Printed Name Title Signature

CONSENT FOR ANNEXATION FORM
(Adjoining Property by Request)

TO: The Governing Body of the City of Edgerton, Kansas.

The undersigned owner of record of the following described land hereby petitions the Governing Body of the City of Edgerton, Kansas to annex such land to the City. The land to be annexed is described as follows:

[Insert or attach full legal description]

The West Half of the Northwest Quarter of Section 35, Township 14, Range 22 in Johnson County, Kansas, EXCEPT that part in roads.

The undersigned further warrants and guarantees that they are the only owner(s) of record of the land.

OWNERS OF LAND TO BE ANNEXED:



Signature

Patrick Robinson

Printed Name

4/13/2015

Date

Signature

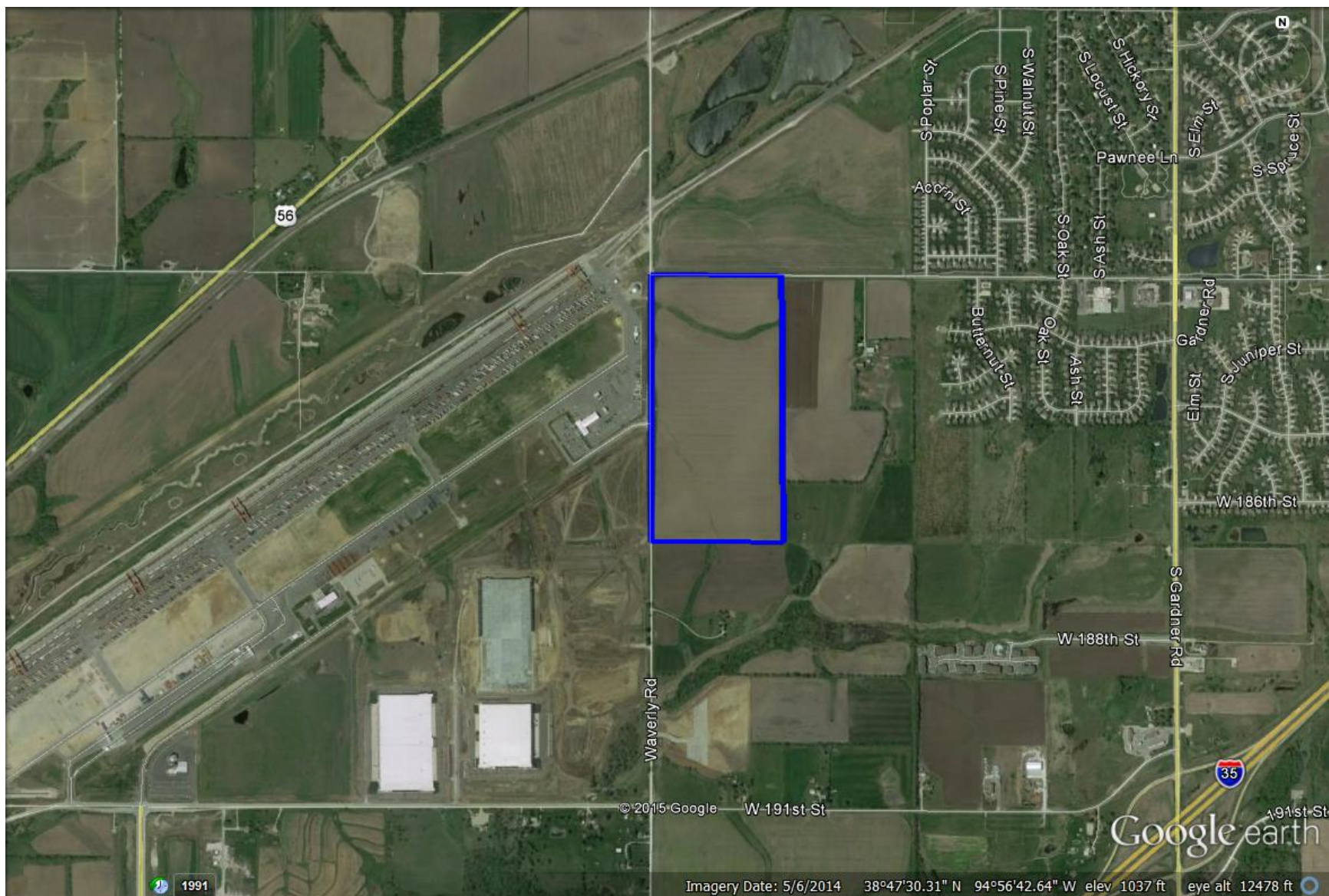
Printed Name

Date

Signature

Printed Name

Date



AGENDA ITEM INFORMATION FORM

Agenda Item: Consider Updating the Parks and Recreation Reservation Request Form for Park Facilities

Department: Parks and Recreation

Background/Description of Item: The Parks and Recreation Reservation Request Form allows city staff to process all public reservations made on park grounds. This form needs updating to include the newly built shelter at Manor Park, the horse shoe pits and the off-leash dog park.

Staff also recommends several policy updates that are listed below.

- Decrease the light fee to \$20/hour based on similar charges for surrounding cities. Current fee is \$50/hour for the first hour and \$25/hour thereafter.
- Offer all regular reservations to the public free of charge with a limit of 2 reservations per week not to exceed 2 hours each.
- Do not accept facility reservations for profitable events such as sports leagues and tournaments at this time.
- Request that reservations are made 2 weeks prior to reservation dates and no earlier than 6 months.

These recommendations are to be re-evaluated by staff annually beginning in 2016 to reflect any facility updates and permit fee revisions. Staff plans to present to council another updated policy before February 2017 that includes a rental policy study of nearby communities.

Enclosure: Proposed Reservation Request Form
Existing Reservation Request Form

Related Ordinance(s) or Statute(s):

Recommendation: Approve Updated the Parks and Recreation Reservation Request Form for Park Facilities

Funding Source: N/A

Prepared by: Tegan Meadors, Parks and Recreation Coordinator
Date: August 3, 2016

CONTACT INFORMATION

Name: _____ Phone Number: _____

Address: _____

City: _____ State: _____ Zip: _____

REQUESTED RESERVATION INFORMATION

Please Note:

- Currently all regular reservations are offered to the public free of charge but are limited to 2 reservations per week.
- Reservations are accepted up to 6 months in advance.
- At this time, we are not accepting facility reservations for profitable events such as sports leagues and tournaments.
- Please make all requests 2 weeks prior to reservations.
- Please anticipate permit fees to be added in the future as improvements are made in our parks.

Dates Requested: _____

Time of Reservation: _____ - _____ *at this time, all reservations are limited to 2 hours

Shelter Reservation:

- ☐ Edgerton Lake North Shelter
- ☐ Edgerton Lake Middle Shelter
- ☐ Edgerton Lake South Shelter
- ☐ Martin Creek Park Shelter
- ☐ Manor Park Shelter

Athletic Field Reservation:

- ☐ Ballfield #1
- Lights Required? ☐ Yes (\$20/hour charge) ☐ No
- ☐ Soccer Field

*Ballfield #2 is currently only available on a first come, first serve basis.

Other Reservations:

- ☐ Horse Shoe Pit
- Lights required? ☐ Yes (\$20/hour charge) ☐ No
- ☐ Off-Leash Dog Park

LIABILITY RELEASE

I, as an outside entity representing minor participants as well as adults, agree to release the City of Edgerton, its officers, employees and volunteers, from all liability for accidents, injuries, loss of and/or damage to my/our people or property that may arise out of my/our participation in/and our presence at the above activity(s). I/we understand the risks and possible dangers of participating in these activity(s). Also, I/we authorize the City of Edgerton to use at its discretion any photograph(s) (black/white or color) taken of the participant while participating in the program and waive any and all claims that the participant or the undersigned or their heirs, executors, administrator, or assigns may have or claim to have resulting from such photograph(s) or reproductions thereof. I have entered into this agreement of my own free will.

I have read and I understand and agree to abide by the policies and fees for the type of facility I am applying to rent and I, or a representative on my behalf will be present at the facility during its use. I further realize the ramifications of failure to abide by the policies set forth in this document. I understand that submittal of this form does not guarantee approval of my application.

Signature: _____ Date: _____

Payment due: \$ _____ Payment Method: ☐ Credit Card ☐ Check ☐ Cash

OFFICE USE ONLY

☐ Request Approved ☐ Request Not Approved ☐ Copy to Applicant ☐ Copy to File

Signature: _____ Date: _____

Details: _____

Name: _____ Date of Request: _____

Address: _____

Contact #'s: _____

Estimated length of reservation (*specify hours, weeks or days*): _____

Location of Request

Edgerton Lake Shelter: ☐ North ☐ Middle ☐ South

Martin Creek Park: ☐ Shelter ☐ Soccer Field ☐ Ballfield #1 ☐ Ballfield #2

Reserved from _____ to _____ on:

☐ Sun. ☐ Mon. ☐ Tues. ☐ Wed. ☐ Thur. ☐ Fri. ☐ Sat. (*Check all that apply*)

☐ **Lights required** (*Fee associated if lights are needed.*)

In signing of this reservation form the above contact is responsible to follow all rules and regulations of Edgerton Parks also be it known that Edgerton Parks and Recreation Director or Assistant can terminate said reservation at any time if rules and regulations are not met or reservation conflicts with game schedules or other events.

Signature of contact: _____ Date: _____

City Representative: _____ Date: _____

Edgerton Parks and Recreation
Notes: