A Regular Session of the City Council was held in the Edgerton City Hall, 404 E. Nelson, Edgerton, Kansas on September 8, 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
Clay Longanecker present
Cindy Crooks present
Jody Brown present
Darius Crist present

With a quorum present, the meeting commenced.

Staff in attendance: City Administrator Beth Linn
City Attorney Patrick Reavey
Public Works Superintendent Trey Whitaker
Jeff White, Columbia Capital
Scott Anderson, SA Legal Advisors

2. WELCOME

3. PLEDGE OF ALLEGIANCE

CONSENT AGENDA

4. The agenda for September 8, 2016 was considered.
5. City Council meeting Minutes of August 25, 2016 was considered.
6. Ordinance No. 1031 Amending Chapter XI, Article 1, Section 11-101 of The Code of The City of Edgerton, Kansas, concerning The Uniform Public Offense Code was considered.
7. Ordinance No. 1032 amending Chapter XIV of The Edgerton, Kansas Municipal Code to Incorporate The 2016 Standard Traffic Ordinance, subject to existing local traffic provisions in The City Code which Supplement and/or modify certain sections thereof was considered.

Motion by Crooks, seconded by Crist, to approve Consent Agenda.

Motion was approved 5-0.

8. PUBLIC COMMENTS

None
9. DECLARATION

None

BUSINESS REQUIRING ACTION

ORDINANCE NO 1033 - G.O. BONDS SERIES 2016-B

10. ORDINANCE NO 1033 AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION BONDS, SERIES 2016-B, OF THE CITY OF EDGERTON, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH; AND MAKING CERTAIN COVENANTS WITH RESPECT THERETO WAS CONSIDERED.

City Administrator Beth Linn and Gina Riekhof, bond counsel Gilmore & Bell, indicated the two items on tonight’s agenda were considered and approved on August 25, but noted due to publication issues, the matter would need to be reconsidered. It was noted the issue is scheduled for closing on September 22, 2016. Ms. Riekhof informed the Council that her firm would cover any additional costs.

It was noted the ordinance would authorize General Obligation Bonds, Series 2016-B and also repeal the ordinance approved on August 25, 2016.

Motion by Longanecker, seconded by Brown, to approve Ordinance No. 1033 authorizing and providing for the issuance of General Obligation Bonds, Series 2016-B.

Motion was approved, 5-0.

RESOLUTION NO 09-08-16A - SALE G.O. BONDS

11. RESOLUTION NO 09-08-16A PRESCRIBING THE FORM AND DETAILS OF AND AUTHORIZING AND DIRECTING THE SALE AND DELIVERY OF GENERAL OBLIGATION BONDS, SERIES 2016-B, OF THE CITY OF EDGERTON, KANSAS, PREVIOUSLY AUTHORIZED BY ORDINANCE NO 1033 OF THE ISSUER; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH WAS CONSIDERED.

Ms. Linn and Ms. Riekhof indicated this matter accompanies the previous action.

Motion by Crooks, seconded by Longanecker, to approve Resolution No. 09-08-2016 prescribing the form and details and authorizing and directing the sale and delivery of General Obligation Bonds, Series 2016-B.

Motion was approved, 5-0.
PUBLIC HEARING – INDUSTRIAL REVENUE BONDS
RESOLUTION NO. 09-08-16B – CONSENTING TO PARTIAL ASSIGNMENT

12. OPENING OF A PUBLIC HEARING REGARDING AND CONSIDERATION OF RESOLUTION NO. 09-08-16B CONSENTING TO THE PARTIAL ASSIGNMENT OF A RESOLUTION OF INTENT FROM EDGERTON LAND HOLDING COMPANY, LLC TO ELHC XIV, LLC OR ITS SUCCESSORS IN INTEREST WAS CONSIDERED.

Scott Anderson, SA Legal Advisors, overviewed the cost benefit analysis report. It was noted that due to the delay in receiving this report, the matter was continued from August 25, 2016.

Mayor Roberts opened the public hearing.

No one appeared to support or oppose.

The public hearing was closed.

The Council was informed the public hearing notice was published at least seven (7) days prior to the hearing, and that the Board of County Commissioners and the School Board received notification previous to the seven days, as required under state law. It was noted the City received comments from the School District representatives.

Motion by Crooks, seconded by Longanecker, to approve Resolution No. 09-08-16B consenting to the partial assignment of the Resolution of Intent from Edgerton Land Holding Company, LLC to ELHC XIV, LLC, or its successors.

Motion was approved, 5-0.

ORDINANCE NO 1034—ACQUISITION OF EASEMENTS

13. ORDINANCE NO 1034 APPROVING THE DESCRIPTION AND SURVEY OF LANDS NECESSARY FOR ACQUISITION OF EASEMENTS NEEDED FOR EXPANSION OF THE CITY’S SANITARY SEWER COLLECTION SYSTEM AND ASSOCIATED IMPROVEMENTS WAS CONSIDERED.

Ms. Linn informed the Council the ordinance was prepared by the City Attorney.

Motion by Brown, seconded by Longanecker, to approve Ordinance No. 1034 approving description and survey of lands necessary for acquisition of easements needed for expansion of the city’s sanitary sewer collection system and associated improvements.

Motion was approved, 5-0.

14. REPORT BY THE CITY ADMINISTRATOR

Ms. Linn spoke about the Mike & Johnnies Annual “Adopt the Children Charity Clay Shoot” on September 24, 2016. It was noted the City’s donation allows for four participants. Councilmember Brown indicated he would attend.
The City Administrator reminded the Council of the upcoming League of Kansas Municipalities Conference at Overland Park Convention Center. She indicated that at the September 22 meeting, the delegate would need to be named.

Ms. Linn spoke about the monument signage at Amazon. She noted a discussion regarding the monument sign would be discussed at the joint meeting with the Planning Commission.

Mayor Roberts informed the Council, the Planning Commission approved the use of storage containers for buildings. Mr. Brown indicated it was for JB Hunt. Mayor Roberts opposed this use. The City Attorney indicated the City would need to amend the city code to not allow the use of shipping containers as construction material within the City. The consensus of the Council was to look into this.

Earlier in the year the council had agreed to contract with the Gardner Edgerton Chamber of Commerce and the Southwest Johnson County Economic Development Corporation for a total price of $50,000. The City of Edgerton is now exploring the idea of outsourcing or perhaps having their own Economic Development Department. Mayor Roberts and City Council have agreed that they would like more information on this subject.

15. REPORT BY THE MAYOR

None

16. FUTURE MEETING/EVENT REMINDERS

   September 13th 7:00 pm – Planning Commission with Joint Work Session Immediately following City Council/Planning Commission.
   September 17th 10:00 am until Noon – Food Pantry - Methodist Church
   September 20th 5:30-7:30 – Parks Master Plan Open House
   September 21st Noon – Senior Lunch
   September 22nd 7:00 pm – City Council Meeting

23. ADJOURN

Motion by Crooks, seconded by Troutner, to adjourn the meeting.

Motion was approved, 5-0.

The meeting adjourned at 7:45 p.m.

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Janeice L. Rawles, CMC
City Clerk