

**City of Edgerton, Kansas
Minutes of City Council Regular Session
September 22, 2016**

A Regular Session of the City Council was held in the Edgerton City Hall, 404 E. Nelson, Edgerton, Kansas on September 22, 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
Jody Brown	present
Darius Crist	present
Cindy Crooks	absent

With a quorum present, the meeting commenced.

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

2. WELCOME

3. PLEDGE OF ALLEGIANCE

Mayor Roberts invited Sheriff Denning to the front of the room and read a proclamation proclaiming today as "Deputy Collins Day", in remembrance of Deputy Collins who was killed in the line of duty. Mayor Roberts presented a donation from the City of Edgerton to the Deputy Collins Memorial. Pastor Casey Carter, New City Church, presented a donation from Edgerton New City Church to the Deputy Collins Memorial. Edgerton City Staff passed out blue light bulbs for citizens use, to show support for all law enforcement. Sheriff Denning thanked the City of Edgerton and community for all the support. Mayor Roberts invited all law enforcement officers to the front of the room for a group picture with Edgerton City Council and Mayor Roberts.

CONSENT AGENDA

4. The agenda for September 22, 2016 was considered.
5. City Council meeting Minutes of September 8, 2016 was considered.

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

Motion was approved 4-0.

6. PUBLIC COMMENTS

None

7. DECLARATION

None

BUSINESS REQUIRING ACTION

ORDINANCE-- BEEHIVES-AMENDING CHAPTER II

8. AN ORDINANCE AMENDING CHAPTER II OF THE EDGERTON, KANSAS MUNICIPAL CODE TO INCLUDE NEW ARTICLE 6 REGULATING THE KEEPING OF BEEHIVES WITHIN THE CITY WAS CONSIDERED.

Beth Linn, City Administrator presented background information about the keeping of bees in the City of Edgerton. There are several items required to obtain an annual permit; application form, diagram of the applicant's property lines, location and materials of the proposed Beehives and Flyaway Barrier. Applicants must meet guide lines set forth in the ordinance about height of barrier and have measurements showing the distance between. The applicant is to provide copies of property owner notifications and proof of mailing that they have 14 days from receipt to provide the City Clerk with a written objection, identifying themselves, and indication why they object to the application. Mike Sleister was present and requested to see all written complaints, and who they are from. After much discussion from citizen Mike Sleister and from Mayor Roberts and City Council, the Mayor called for a vote on the topic.

Motion by Longanecker, no second. Ordinance died for lack of a second.

At this time Mayor Roberts introduced Mike Brown who filed for District 6 Johnson County, County Commissioner position. He told all present that he would be here and would attend meetings. Mayor Roberts thanked Mike Brown for appearing at our City Council Meeting.

ORDINANCE NO 1035 AUTHORIZING THE INDUSTRIAL REVENUE BONDS

9. ORDINANCE NO 1035 AUTHORIZING THE CITY OF EDGERTON, KANSAS TO ISSUE INDUSTRIAL REVENUE BONDS (ELHC XIV, LLC PROJECT) SERIES 2016, IN AN AGGREGATE MAXIMUM PRINCIPAL AMOUNT NOT TO EXCEED \$25,000,000 FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE REMAINING COST OF A WAREHOUSE AND DISTRIBUTION FACILITY, INCLUDING LAND, BUILDINGS, STRUCTURES, IMPROVEMENTS, FIXTURES, MACHINERY AND EQUIPMENT; AUTHORIZING THE CITY TO ENTER INTO A FIRST SUPPLEMENTAL TRUST INDENTURE; AUTHORIZING THE CITY TO ENTER INTO A FIRST SUPPLEMENTAL BASE LEASE AGREEMENT AND A FIRST SUPPLEMENTAL LEASE AGREEMENT; AUTHORIZING THE CITY TO ENTER INTO A BOND PURCHASE AGREEMENT, AND AUTHORIZING AND APPROVING THE EXECUTION OF CERTAIN DOCUMENTS AND THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF THE BONDS WAS CONSIDERED.

Scott Anderson, SA Legal Advisors, was present to explain the Industrial Revenue Bonds before the council. The applicant for ELHC XIV has requested that the City issue an additional \$25,000,000 in

industrial revenue bonds to complete the acquisition, construction and equipping of the Project. The public hearing was held at the previous meeting. There were no questions or comments from the public or from the council.

Motion by Brown, seconded by Longanecker, to approve the Ordinance No 1035 authorizing the Industrial revenue bonds.

The vote on the motion- Yea; Longanecker, Brown and Crist, Nay: Troutner. Motion was approved, 3-1.

10. REPORT BY THE CITY ADMINISTRATOR

League of Kansas Municipalities Conference, the City needs to elect a voting delegate. Mayor Roberts was nominated for the voting delegate.

Motion by Brown, seconded by Troutner, for Mayor Roberts to be the new voting delegate.

Motion was approved, 4-0.

The 2017 Community Development Block Grant recommendation is for the waterline replacement on Nelson Street. This project would be for both sides of Nelson, from the school and east. More plans to discuss at a later date.

A handout titled "Edgerton Economic Development Entity" was discussed by Mayor and Council. Council member Crist asked when we would be ready to hire this position. An Edgerton Task Force with suggested members has been established; a time to set up a meeting is forthcoming. Council member Troutner asked about the dollars that had been budgeted for Economic Development Services for 2017. The response was, those dollars will now be used in the new organization.

Motion by Longanecker, seconded by Brown, to provide official notice to Southwest Johnson County Economic Development Corporation that City of Edgerton will not be a member for 2017.

Motion was approved, 4-0.

Motion by Longanecker, seconded by Crist, to appoint Mayor Donald Roberts and City Administrator Beth Linn to the Edgerton Economic Development Task Force.

Motion was approved, 4-0.

Next item discussed was the joint meeting between the Planning Commission and the City Council that was scheduled for September 13th. Neither group had a quorum, no meeting was held. Beth Linn, city administrator, would like to offer two dates for consideration of another joint meeting. The dates are Tuesday October 18th or Thursday October 20th at 7:00 pm.

Motion by Longanecker, seconded by Crist, for Johnson County Liaisons for Storm water; first would be Kenneth Cook and second would be Beth Linn and the Mayor. For the County Assistance Road System liaisons; first would be Trey Whitaker, second would be Beth Linn and the Mayor. The

liaisons for the Emergency Preparedness would be Trey Whitaker, second would be Beth Linn and the Mayor.

Motion was approved, 4-0.

11. REPORT BY THE MAYOR

Mayor Roberts handed out to the City Council members the CITY OF EDGERTON, GOVERNANCE POLICIES. The Mayor has a request for all council members to read this policy and to police themselves and police others when needed.

12. FUTURE MEETING/EVENT REMINDERS

September 24th 10am-Noon - Cops N' Bobbers Fishing Derby

October 11th 7:00 pm – Planning Commission

October 13th 7:00 pm – City Council Meeting

October 19th Noon – Senior Lunch

October 27th 7:00 pm – City Council Meeting

October 30th 4:00 pm – Halloween Fest

13. RECESS 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 Brown, seconded by Troutner, to recess into executive session for a period of ten minutes.

Motion was approved, 4-0.

Meeting recessed at 7:54 pm.

Motion by Brown, seconded by Crist, to return to regular session, no action taken.

Motion was approved, 4-0

Meeting reconvened at 8:05 pm.

Motion by Brown, seconded by Crist, to recess into executive session under the same matter, for a period of five minutes.

Motion was approved, 4-0.

Meeting recessed at 8:10 pm.

Motion by Troutner, seconded by Longanecker, to return to regular session, no action taken.

Motion was approved, 4-0.

Meeting reconvened at 8:15 pm.

14. ADJOURN

Motion by Brown, seconded by Crist, to adjourn the meeting.

Motion was approved, 4-0.

The meeting adjourned at 8:20 p.m.

Janeice L. Rawles, CMC
City Clerk

Approved by the Governing Body on
