

**City of Edgerton, Kansas
Minutes of City Council Regular Session
January 12, 2017**

A Regular Session of the City Council was held in the Edgerton City Hall, 404 E. Nelson, Edgerton, Kansas on January 12, 2017. The meeting convened at 6:00 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	present

With a quorum present, the meeting commenced.

Staff in attendance: Community Development Director Kenneth Cook
 City Attorney Patrick Reavey
 Public Works Superintendent Trey Whitaker
 Utility Superintendent Mike Mabrey
 Financial Director Karen Kindle
 Park & Recreation Director Tegan Meadors

2. WELCOME

3. PLEDGE OF ALLEGIANCE

CONSENT AGENDA

4. Agenda Approval was considered.
5. Approve City Council Meeting Minutes December 8, 2016
6. Approve Special City Council Meeting Minutes December 15, 2016
7. Approve Supplemental Agreement No. 1 to contract Employ City Engineer with BG Consultants, Inc.
8. Approve of Contract with Weather or Not, Inc. to provide weather forecasting services
9. Approve Agreement with BG Consultants for Engineering Services for Nelson Street Improvements (E. 5th Street to 115' East of Railroad)
10. Approve agreement with BG Consultants for Engineering Services for Nelson Street Water Line Improvements (W. 5th Street to E. 3rd Street)
11. Grant Concurrence to Bid Construction of Traffic Signal at 191st Street and Waverly Road

Items number 8, 10 and 11 were removed from the consent agenda.

Motion by Longanecker, seconded by Crist, to approve the consent agenda, excepting items 8, 10, and 11.

Motion was approved 5-0.

CONTRACT – WEATHER OF NOT

Mayor Roberts asked Public Works Superintendant Trey Whitaker to explain the use of Weather or Not, Inc.. Trey Whitaker explained that they forecast the weather and that staff will get more notifications and the end result is much better. Council member Crooks said that it is nice to have the alerts, and Council member Troutner said that he is not in favor of the Weather or Not because of the cost.

Motion by Crooks, seconded by Longanecker, to approve item #8 contract with Weather or Not, Inc. to provide weather forecasting services.

Motion was approved 4-1, the votes were Aye: Crist, Crooks, Longanecker, and Brown. The Nay vote. Troutner.

AGREEMENT – BG CONSULTANTS

Council member Troutner needed explanation of Agreement with BG Consultants for Engineering Services for Nelson Street Water Line Improvements (W. 5th St. to E. 3rd St.). Utility Superintendant Mike Mabrey explained that this project was a Community Development Block Grant (CDBG) for water line replacement. The Utility Department had several water breaks in the past in this area of Nelson Street. This project will replacement the last of the ductile iron pipe in town.

Motion by Crist, seconded by Longanecker, to approve item #10 the agreement with BG Consultants for Engineering Services for Nelson Street Water Line Improvements.

Motion was approved, 5-0.

GRANT – TRAFFIC SIGNAL

Grant Concurrence to Bid Construction of Traffic Signal at 191st Street and Waverly Road was pulled from the consent agenda for clarification. In October of 2016, Edgerton City Council approved a design contract with BG Consultants for design services related to the construction of a traffic signal at 191st Street and Waverly Road. This additional work was approved by the Kansas Department of Transportation to be added to the Montrose Street Phase II project and approved for funding from the KDOT Economic Development Grant. The design plans are complete and ready for concurrence to bid the project for construction.

Motion by Longanecker, seconded by Brown, to approve the Grant Concurrence to Bid Construction.

Motion was approved, 5-0.

12. PUBLIC COMMENTS

None

13. DECLARATION

None

14. PRESENTATION OF 2017 HOLIDAY HOME DECORATION CONTEST WINNERS

Tegan Meadors, Park and Recreation Director, made presentations to the winners of the 2017 Holiday Home Decoration Contest Winners.

1st Place: Laura Depew, 514 W. Meriwood Lane

2nd Place: Gary and Shirley Gillard, 521 W. Martin

3rd Place: Laci Lewis, 525 W. HeatherKnoll Drive

Questions from the council members were the house numbers were hard to read. Other suggestions were made by the council for next year.

BUSINESS REQUIRING ACTION

NEW PHONE SYSTEM

15. SELECTION OF A PREFERRED VENDOR FOR THE NEW PHONE SYSTEM

The current system which is Fortinet was installed in March 2011 and is no longer meeting the City's needs. The call capacity of the current system is only 2 call paths. Staff determined that the cloud/hosted system would be the best fit for the City. There are many vendors in this field, so staff and Allied Business Solutions narrowed the field by focusing on entities that Allied had experience with or entities that had a local partner for support. Quotes were obtained from nine vendors. Staff visited with the vendors and looked at the phones proposed by the vendors. The deciding factors became customer service and cost. The vendors were narrowed down to three, Net2Phone, Hanebutt Technologies and The Purple Guys. Staff is recommending the Governing Body approve Net2Phone as the City's preferred phone system vendor, subject to contract approval by the City Attorney.

Motion by Crooks, seconded by Longanecker, to approve with the City Attorney's approval, the contract for Net2Phone.

Motion was approved, 5-0.

ORDINANCE NO. 1042

16. ORDINANCE NO. 1042 APPROVING THE DESCRIPTION AND SURVEY OF LANDS NECESSARY FOR ACQUISITION OF EASEMENTS NEEDED FOR CONSTRUCTING WEST 8TH STREET SIDEWALK AND ASSOCIATED IMPROVEMENTS WAS CONSIDERED.

City staff has been working with property owners along the route in acquiring the necessary easements for the project and has received nine out of the 17 properties. Staff has sent copies of the easements twice and also offered alternative times to discuss any questions. Staff will continue to negotiate easements and hopes to secure easements without the need to finish the condemnation process.

Motion by Longanecker, seconded by Brown, to approve Ordinance No. 1042.

Motion was approved, 5-0.

ORDINANCE NO. 1043

17. ORDINANCE NO. 1043 AMENDING ORDINANCE NO. 1040 WHICH AUTHORIZED THE CITY OF EDGERTON, KANSAS, TO ISSUE INDUSTRIAL REVENUE BONDS (ELHC XXII, LLC PROJECT), IN AN AGGREGATE MAXIMUM PRINCIPAL AMOUNT NOT TO EXCEED \$33,000,000, TO UPDATE THE TITLE OF THE BONDS FROM SERIES 2016 TO SERIES 2017; AND AUTHORIZING THE ISSUANCE OF THE BONDS AND THE EXECUTION OF VARIOUS BOND DOCUMENTS WAS CONSIDERED.

Ordinance No. 1043 amends Ordinance No. 1040 by updating the name of the bonds to Series 2017. The ordinance authorizes updated bond documents that have been dated January 2017. City employees and agents are hereby authorized and directed to proceed with the issuance of the bonds.

Motion by Crooks, seconded by Longanecker, to approve Ordinance No. 1043.

Motion was approved, 5-0.

18. REPORT BY THE CITY ADMINISTRATOR

The update on Edgerton Wastewater Lift Station Project has been moved to the second meeting in February. (February 23rd, 2017)

Community Development Director, Kenny Cook had nothing to report.

19. REPORT BY THE MAYOR

The Mayor explained that after the executive sessions he would like to talk about a letter from the City of Gardner.

In case of inclement weather tomorrow, he and Kenny Cook will be in contact.

20. FUTURE MEETINGS/EVENT REMINDERS

- January 18th Noon – Senior Lunch
- January 26th 7:00 pm City Council Meeting
- February 9th 7:00 pm – City Council Meeting
- February 14th 6:00 pm – Planning Commission Work Session
- February 14th 7:00 pm Planning Commission Meeting
- February 15th Noon – Senior Lunch
- February 20th City Offices Closed President's Day
- February 23 7:0 pm – City Council Meeting

EXECUTIVE SESSION

21. 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 COMMUNITY DEVELOPMENT DIRECTOR WAS CONSIDERED.

Motion by Crooks, seconded by Brown, to recess into executive session for a period of 5 minutes to include City Attorney and Community Development Director.

Motion was approved, 5-0.

Meeting recessed at 7:47 pm.

Motion by Crist, seconded by Crooks, to reconvene into regular session, no action taken.

Motion was approved, 5-0.

Meeting reconvened at 7:52 pm.

EXECUTIVE SESSION

22. RECESS INTO EXECUTIVE SESSION PURSUANT TO K.S.A. 75-4319 (b) (2) CONSULTATION WITH AN ATTORNEY DEEMED PRIVILEGED IN THE ATTORNEY-CLIENT RELATIONSHIP TO INCLUDE CITY ATTORNEY AND COMMUNITY DEVELOPMENT DIRECTOR WAS CONSIDERED.

Motion by Crist, seconded by Brown, to recess into executive session for a period of thirty minutes, to include City Attorney and Community Development Director.

Motion was approved, 5-0.

Meeting recessed at 7:55 pm.

Motion by Troutner, seconded by Brown, to reconvene into regular session, no action taken.

Motion was approved, 5-0.

Meeting reconvened at 8:25 pm.

Motion by Crooks, seconded by Crist, to direct staff to proceed with the process of starting a rate study as to the wholesale rate of Big Bull Creek Wastewater Treatment Plant per partnership contract between the City of Edgerton and the City of Gardner.

Motion was approved, 5-0.

Mayor Roberts discussed the letter from the City of Gardner, which is about the portion of Waverly Road between 56 Highway and the end of the pavement. The letter discusses how Johnson County intends to complete this section of roadway with their paving project, regardless of action by

Gardner or Edgerton. There were several comments made from Council members including; we need more facts, what do we get for our dollars, recommended that we do not partner at this time. City staff has been directed to contact Johnson County Road & Bridge for more information.

23. ADJOURN

MOTION CROOKS **SECOND** BROWN **VOTE** 5-0 **TIME** 8:45

Janeice L. Rawles, CMC
City Clerk

Approved by the Governing Body on
