

City of Edgerton, Kansas  
Minutes of City Council Regular Session  
June 22, 2017

A Regular Session of the City Council was held in the Edgerton City Hall, 404 E. Nelson Edgerton, Kansas on June 22, 2017. The meeting convened at 7:00 p.m. with Mayor Roberts presiding.

**1. ROLL CALL**

Darius Crist	present
Jody Brown	present
Ron Conus	present
Cindy Crooks	present
Clay Longanecker	absent

With a quorum present, the meeting commenced.

Staff in attendance:           City Administrator Beth Linn  
  Assistant City Administrator Scott Peterson  
  Public Works Superintendent Trey Whitaker  
  Finance Director Karen Kindle

**2. WELCOME**

Mayor Roberts introduced Attorney Lee Hendricks, who was present at the meeting.

**3. PLEDGE OF ALLEGIANCE**

**CONSENT AGENDA**

4. Agenda Approval was considered
5. Minutes from June 8, 2017 City Council Meeting were considered

Motion by Crist, seconded by Brown, to approve the Consent Agenda.

Motion was approved, 4-0

**6. PUBLIC COMMENTS**

There were no public comments.

**7. DECLARATION**

None

**RESOLUTION NO 06-22-17A**

- 8. RESOLUTION NO. 06-22-17A APPROVING THE MAYORAL APPOINTMENTS FOR THE CITY TREASURER, CITY PROSECUTOR, MUNICIPAL JUDGE, AND CITY ATTORNEY FOR THE CITY OF EDGERTON, KANSAS WAS CONSIDERED.**

Mayor Roberts appointed the following; City Treasurer-Irene Eastwood; City Prosecutor – Gerald Merrill; Municipal Judge – Karen Torline; City Attorney- Lee Hendricks.

Motion by Crooks, seconded by Brown, to approve Resolution No. 06-22-17A Mayoral Appointments.

Motion was approved, 4-0.

**ORDINANCE NO 1055**

- 9. ORDINANCE NO 1055 AMENDING CITY OF EDGERTON, KANSAS ORDINANCE NO. 1022 REGARDING THE RATE OF COMPENSATION FOR THE CITY ATTORNEY WAS CONSIDERED.**

The previous compensation for the City Attorney was difficult for staff to track and difficult to budget. Staff recommends a per hour amount that will simplify the financial tracking, the hourly rate is within allocated funds for both 2017 and 2018 budget.

Motion by Brown, seconded by Crist, to approve Ordinance No 1055.

Motion was approved, 4-0.

**ORDINANCE NO 1056**

- 10. ORDINANCE NO 1056 AUTHORIZING THE CITY OF EDGERTON, KANSAS MIDWEST GATEWAY VENTURES, TO ISSUE INDUSTRIAL REVENUE BONDS (MIDWEST GATEWAY VENTURES, LLC PROJECT) SERIES 2017A, IN AN AGGREGATE MAXIMUM PRINCIPAL AMOUNT NOT TO EXCEED \$25,300,000, FOR THE PURPOSE OF FINANCING A WAREHOUSE AND DISTRIBUTION FACILITY; AUTHORIZING THE CITY TO ENTER INTO A TRUST INDENTURE WITH SECURITY BANK OF KANSAS CITY, AS TRUSTEE; AUTHORIZING THE CITY TO ENTER INTO A BASE LEASE AND LEASE AGREEMENT WITH MIDWEST GATEWAY VENTURE, 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.**

Mayor Roberts read the agenda item and introduced Scott Anderson, bond counsel for the City of Edgerton, to present and explain Ordinance No. 1056. This ordinance authorizes the City of Edgerton to issue Industrial Revenue Bonds. The public hearing was held on the 23<sup>rd</sup> day of February 2017, and adopted the Resolution No. 02-23-17A the Resolution of Intent. This ordinance authorizes the City to enter into the following documents: Trust Indenture, Base Lease Agreement, Lease Agreement, Bond Purchase Agreement, Performance Agreement, and Origination Fee Agreement.

Motion by Crooks, seconded by Brown, to approve Ordinance No. 1056.

Motion was approved, 4-0.

**ORDINANCE NO 1057**

- 11. ORDINANCE NO 1057 AUTHORIZING THE CITY OF EDGERTON, KANSAS, TO ISSUE INDUSTRIAL REVENUE BONDS (MIDWEST GATEWAY VENTURES, LLC PROJECT) SERIES 2017B, IN AN AGGREGATE MAXIMUM PRINCIPAL AMOUNT NOT TO EXCEED \$18,300,000 FOR THE PURPOSE OF FINANCING A WAREHOUSE AND DISTRIBUTION FACILITY; AUTHORIZING THE CITY TO ENTER INTO A TRUST INDENTURE WITH SECURITY BANK OF KANSAS CITY, AS TRUSTEE; AUTHORIZING THE CITY TO ENTER INTO A BASE LEASE AND LEASE AGREEMENT WITH MIDWEST GATEWAY VENTURE, LLC; AND AUTHORIZING AND APPROVING THE EXECUTION OF ADDITIONAL DOCUMENTS AND THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE ISSURANCE OF THE BONDS WAS CONSIDERED.**

Mayor Roberts read the agenda item and introduced Scott Anderson, Bond Counsel for the City of Edgerton. Mr. Anderson stated that Ordinance No. 1057 is the same as the previous Ordinance No. 1056, the only difference is the principal amount. There were no questions or comments.

Motion by Brown, seconded by Crist, to approve Ordinance No. 1057.

Motion was approved, 4-0.

**RESOLUTION NO 06-22-17B**

- 12. RESOLUTION NO. 06-22-17B AUTHORIZING THE CITY TO EXECUTE AND DELIVER A SECOND AMENDMENT TO MASTER TRUST INDENTURE WAS CONSIDERED.**

Scott Anderson explained the authorization of the City of Edgerton to execute a second amendment to the master trust. There were no questions or comments.

Motion by Crooks, seconded by Brown, to approve Resolution No. 06-22-17B.

**13. REPORT BY THE CITY ADMINISTRATOR**

None

**14. REPORT BY THE MAYOR**

Mayor Roberts stated he attended a joint meeting at the City of Gardner.

**FUTURE MEETING/EVENT REMINDERS**

**15. FUTURE MEETING/ EVENT REMINDERS**

- ❖ July 3<sup>rd</sup> 6:00 pm – Community Picnic and Fireworks Show
- ❖ July 4<sup>th</sup> City Offices CLOSED
- ❖ July 11<sup>th</sup> 6:00 pm – Planning Commission Work Session
- ❖ July 11<sup>th</sup> 7:00 pm – Planning Commission
- ❖ July 13<sup>th</sup> 7:00 pm – City Council Meeting
- ❖ July 19<sup>th</sup> Noon – Senior Lunch

❖ July 27<sup>th</sup> 7:00 pm – City Council Meeting

**EXECUTIVE SESSION**

Motion by Crist, seconded by Crooks, to recess into executive session for thirty minutes for the purpose of K.S.A. 75-4319 (b)(1) for personnel matters of nonelected personnel to include the City Attorney.

Motion was approved, 4-0.

Meeting recessed at 7:26 pm,

Motion by Brown, seconded by Crist, to reconvene regular meeting, no action taken.

Motion was approved, 4-0.

Regular Meeting reconvened at 7:57 pm.

Motion by Brown, seconded by Crist, to recess back into executive session for fifteen minutes for the purpose of K.S.A. 75-4319 (b)(1) for personnel matters of nonelected personnel to include the City Attorney.

Motion was approved, 4-0

Meeting recessed at 7:58pm.

Motion by Brown, seconded by Crist, to reconvene regular meeting, no action taken.

Motion was approved, 4-0.

Regular Meeting reconvened at 8:18 pm.

**19. ADJOURN MOTION:** 1<sup>st</sup> Crooks                      2<sup>nd</sup> Brown                      Vote 4-0

The meeting adjourned at 8:19 pm.

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Janeice L. Rawles  
City Clerk

**Approved by the Governing Body on**

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