

City of Edgerton, Kansas
Minutes of City Council Regular Session
September 14, 2017

A Regular Session of the City Council was held in the Edgerton City Hall, 404 E. Nelson Edgerton, Kansas on September 14, 2017. The meeting convened at 7:00 p.m. with Mayor Roberts presiding.

1. ROLL CALL

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

With a quorum present, the meeting commenced.

Staff in attendance:

- City Administrator Beth Linn
- Assistant City Administrator Scott Peterson
- City Attorney Lee Hendricks
- Public Works Superintendent Trey Whitaker
- Finance Director Karen Kindle
- Parks & Recreation Bob McVey
- Johnson County Fire District #1
- Johnson County Sheriff's Department

2. WELCOME

3. PLEDGE OF ALLEGIANCE

CONSENT AGENDA

4. Agenda Approval was considered.
5. Minutes from August 24, 2017 City Council Meeting were considered.
6. Easement for Century Link along DeLong property was considered
7. Appointments of Katee Smith, Josh Beem and Andrew Merriman to Planning Commission.

Motion by Longanecker, seconded by Crist, to approve items four and five on the consent agenda.

Motion was approved, 4-0.

Items six and seven were pulled from the consent agenda to be discussed separately.

6. Approve Easement for Century Link along DeLong property was considered.

Item #6 requested the approval of an easement for Century Link to lay fiber along the DeLong property at LPKC. The mayor raised the concern that the proposed easement allows the

construction and maintenance of “aerial lines, poles and cables.” The Mayor’s concern was that the City Ordinances do not allow above ground lines. City Attorney Hendricks stated that the ordinance will control what is installed within the easement, but due to time constraints he suggested that the Council approve the easement subject to above ground lines being prohibited, with proper notification being provided to Century Link of the additional requirement.

Motion by Crooks, seconded by Longanecker, to approve the Easement for Century Link.

Motion was approved, 4-0.

7. Appointments of Katee Smith, Josh Beem and Andrew Merriman to Planning Commission were considered.

Mayor Roberts removed this item from the consent agenda to explain to City Council that the Planning Commission needs people to serve on the Planning Commission. He has three people to appoint and has a couple more vacant seats to fill.

Motion by Crooks, seconded by Longanecker, to approve the appointments to the Planning Commission.

Motion was approved, 4-0.

8. PUBLIC COMMENTS

DonnaLee Stevens, 203 E. Martin, was present to ask permission to use the community hall to host a free garage sale. Helping Neighbors from Mission South Side Church in Olathe hosts free garage sales all over the area. The date they are looking at is December 2nd at the Community Building from maybe 9:00 am to Noon. She is also asking the Mayor and City Council to waive the cost of the rental.

Motion by Longanecker, seconded by Crist, to allow the use of the building on the 2nd of December and to waive the fee.

Motion was approved, 4-0.

9. DECLARATION

None

DONATION – COPS ‘N BOBBERS

10. REQUEST FOR DONATION FOR COPS ‘N BOBBERS WAS CONSIDERED

This item was addressed later in the meeting to allow time for Deputy Shoop to arrive.

INFORMATION TECHNOLOGY INFRASTRUCTURE**11. PRESENTATION BY STRATEGY, LLC REGARDING CITY INFORMATION TECHNOLOGY INFRASTRUCTURE.**

Matt Woods with Strategy, LLC made a presentation regarding the City's information technology infrastructure. He stated that Strategy has been with the City of Edgerton since November, 2016 and would like to give an update on what they have done and what is coming. The City now uses Datto Backup system that backs up onsite and offsite, and they are working on an Internet update so that the speeds keep getting faster. He noted that they have replaced to-date nine computers. He indicated they are working on Last Pass, where only one password needs to be remembered. The reminder that all software updates need to be done as soon as possible was verbalized for all to hear. Mayor Roberts thanked Matt for coming and giving a great presentation.

BUSINESS REQUIRING ACTION**NET2PHONE TELEPHONE SYSTEM****12. THE QUOTE AND TERMS OF SERVICE FROM NET2PHONE TO PROVIDE A NEW CITYWIDE TELEPHONE SYSTEM WAS CONSIDERED.**

Karen Kindle, Finance Director, was present to discuss the new phone system with Mayor and City Council. In 2016, staff began researching phone systems to replace the current one, which no longer meets the City's needs. After interviews and research, staff recommended Net2Phone to the council for approval on January 12, 2017, subject to contract approval by the City Attorney. An agreement was unable to be reached by both parties. In July 2017, staff visited with the new City Attorney about the phone contract issues. Based upon the review by the City Attorney, staff requested that Strategy, LLC the City's new IT provider obtain a current quote from Net2Phone. The exact contract will be drafted once City Council approves the quote and terms of service are approved.

Motion by Crooks, seconded by Longanecker, to approve the quote and terms of service from Net2Phone to provide a new phone system.

Motion was approved, 4-0.

ORDINANCE NO 1063 IRB SERIES 2017 FOR ELHC IX**13. ORDINANCE NO 1063 AUTHORIZING BOND DOCUMENTS AND THE ISSUANCE OF THE CITY'S INDUSTRIAL REVENUE BONDS (ELHC IX, LLC PROJECT) SERIES 2017, FOR THE PURPOSE OF FINANCING AND PROVIDING TAX ABATEMENT FOR A WAREHOUSE AND DISTRIBUTION FACILITY WAS CONSIDERED.**

Scott Anderson, Bond Council for the City of Edgerton, was present to discuss with Council, Ordinance No. 1063. The City of Edgerton received an application for property tax abatement from ELHC IX, LLC for a project located in the Logistics Park, consisting of an approximately 492,000 square foot warehouse and distribution facility, to be located at 30700 W. 183rd Street, Edgerton. Ordinance No. 1063 authorizes the City to issue up to \$35,155,000 of industrial revenue bonds for

the Project. Mr. Anderson reported this is the 21st warehouse and distribution facility that the City has authorized bonds for in the Logistics Park.

Motion by Longanecker, seconded by Crist, to approve Ordinance No. 1063.

Motion was approved, 4-0.

ORDINANCE NO 1064 IRB FOR COLDPOINT

14. ORDINANCE NO. 1064 AUTHORIZING BOND DOCUMENTS AND THE ISSUANCE OF THE CITY'S INDUSTRIAL REVENUE BONDS (COLDPOINT LOGISTICS REAL ESTATE, LLC FIRST EXPANSION PROJECT) SERIES 2017, FOR THE PURPOSE OF FINANCING AND PROVIDING TAX ABATEMENT FOR A WAREHOUSE AND COLD-STORAGE DISTRIBUTION FACILITY WAS CONSIDERED.

Scott Anderson, Bond Council for the City of Edgerton, was present to discuss with Council, Ordinance No. 1064. The City of Edgerton received an application for property tax abatement from ColdPoint Logistics Real Estate, LLC for a project located in the Logistics Park, consisting of approximately 184,405 square foot expansion to an existing approximately 161,000 square foot warehouse and cold-storage distribution facility, to be located at 31301 W. 181st Street, Edgerton. Ordinance No. 1064 authorizes the City to issue up to \$23,800,000 of industrial revenue bonds for the Project. This is the 22nd warehouse and distribution facility that the City has authorized bonds for in the Logistics Park.

Motion by Longanecker, seconded by Crooks, to approve Ordinance No. 1064.

Motion was approved, 4-0.

DONATION – COPS 'N BOBBERS

10. REQUEST FOR DONATION FROM COPS 'N BOBBERS WAS CONSIDERED

This item was moved from the first of the meeting until this time, with Larry Shoop now present. The Cops "N Bobbers Fishing Derby is scheduled for September 23rd. Mr. Shoop requested a donation from the City for this year as in years past. Mr. Shoop is asking for \$750.00 for prizes for the Parks & Recreation Department and \$250.00 for Cops 'N Bobbers for t-shirts and other items.

Motion by Longanecker, seconded by Crist, to approve a \$1000.00 donation to Cops 'N Bobbers.

Motion was approved, 4-0.

15. REPORT BY THE CITY ADMINISTRATOR

City Administrator Beth Linn passed around the latest code enforcement update. Ms. Linn also updated the Mayor and City Council about the August 22nd Flood. A schedule of purchases made under emergency authority was passed out to Mayor Roberts and City Council. This handout shows the items purchased, item replaced and the cost of the item.

Motion by Longanecker, seconded by Crooks, to approve the items that have been purchased up to now under the emergency authority.

Motion was approved, 4-0.

Reminder that Little Joe's Asphalt Company is in town working on doing the asphalt overlay on several city streets.

The West 8th street project should be mostly complete by the end of September, with the sod completion in November.

16. REPORT BY THE MAYOR

Staff needs more recognition for all their hard work.

Amazon Head quarters seem to be a hot topic, but probably not coming here.

17. FUTURE MEETING/EVENT REMINDERS

- September 20th Noon – Senior Lunch
- September 28th 7:00 pm – City Council Meeting
- October 10th 7:00 pm – Planning Commission Meeting
- October 12th 7:00 pm – City Council Meeting
- October 26th 7:00 pm – City Council Meeting

EXECUTIVE SESSION – FINALIZATION OF NEGOTIABLE ITEMS

- 18.** Motion by Crist, seconded by Crooks, to recess into executive session for fifteen minutes under the Attorney/Client privilege for finalization of negotiable items. Executive session to include Beth Linn, City Administrator, and Lee Hendricks, City Attorney.

Motion was approved, 4-0.

Meeting recessed at 8:10 pm.

Motion by Longanecker, seconded by Crist, to return from executive session.

Motion was approved, 4-0.

Meeting reconvened at 8:25 pm.

Motion by Crooks, seconded by Crist, to empower Mayor Roberts to execute the development agreement with Colby Series 17, LLC and Copeland Development Construction Company Inc. pending the City Attorneys review.

Motion was approved, 4-0.

- 19. ADJOURN MOTION:** 1st Crooks 2nd Crist Vote: 4-0

The meeting adjourned at 8:30 pm.

Janeice L. Rawles
City Clerk

Approved by the Governing Body on
