

**EDGERTON CITY COUNCIL  
MEETING AGENDA  
CITY HALL, 404 EAST NELSON STREET  
JANUARY 25, 2018  
7:00 P.M.**

**Call to Order**

1. **Roll Call** \_\_\_\_ Roberts \_\_\_\_ Longanecker \_\_\_\_ Brown \_\_\_\_ Crist \_\_\_\_ Conus \_\_\_\_ Lewis
2. **Welcome**
3. **Pledge of Allegiance**

**Consent Agenda** *(Consent Agenda items will be acted upon by one motion unless a Council member requests an item be removed for discussion and separate action)*

4. Agenda Approval
5. Approve Minutes for December 28, 2017 City Council Meeting
6. Approve Minutes for January 12, 2018 City Council Meeting

**Regular Agenda**

7. **Public Comments.** Persons who wish to address the City Council regarding items not on the agenda and that are under the jurisdiction of the City Council may do so when called upon by the Mayor. Comments on personnel matters and matters pending before court or other outside tribunals are not permitted. Please notify the City Clerk before the meeting if you wish to speak. Speakers are limited to three (3) minutes. Any presentation is for informational purposes only. No action will be taken.
8. **Declaration.** At this time Council members may declare any conflict or communication they have had that might influence their ability to impartially consider today's issues.

**Business Requiring Action**

9. **PUBLIC HEARING REGARDING AN ORDINANCE ORDERING THE VACATION OF STREETS AND ANY ADJOINING PUBLIC RIGHT-OF-WAY THERETO, BUT RESERVING A 20 FOOT WIDE PUBLIC UTILITY EASEMENT**
10. **CONSIDER ORDINANCE NO. 1073 ORDERING THE VACATION OF STREETS AND ANY ADJOINING PUBLIC RIGHT-OF-WAY THERETO, BUT RESERVING A 20 FOOT WIDE PUBLIC UTILITY EASEMENT**

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

11. **CONSIDER RECOMMENDATION OF CITY ENGINEER TO AWARD CONSTRUCTION OF THE NELSON STREET WATER LINE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND AUTHORIZE THE MAYOR TO EXECUTE THE CONTRACT**

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

12. **CONSIDER ORDINANCE NO. 1074 AMENDING THE SIZE AND COMPOSITION OF THE EDGERTON PLANNING COMMISSION**

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13. Report by the City Administrator**

**14. Report by the Mayor**

**15. Future Meeting/Event Reminders:**

- February 8<sup>th</sup> 7:00 PM – City Council meeting
- February 13<sup>th</sup> 7:00 PM – Planning Commission Meeting
- February 15<sup>th</sup> 6:00 PM – State of the City
- February 19<sup>th</sup> – City Offices Closed in observance of Presidents' Day
- February 21<sup>st</sup> Noon – Senior Lunch
- February 22<sup>nd</sup> 7:00 PM – City Council Meeting

**16. Adjourn** Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**City of Edgerton, Kansas  
Minutes of City Council Regular Session  
December 28, 2017**

A Regular Session of the City Council was held in the Edgerton City Hall, 404 E. Nelson Edgerton, Kansas on December 28<sup>th</sup>, 2017. The meeting convened at 7:00 p.m. with Mayor Roberts presiding.

**1. ROLL CALL**

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

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 Bob McVey
	Katy Crow Development Services Director

**2. WELCOME**

**3. PLEDGE OF ALLEGIANCE**

**CONSENT AGENDA**

4. The Agenda Approval was considered.
5. Approval of Final Acceptance of Widmer Public Street Phase I Project and Authorize Final Payment to Clarkson Construction Company was considered.
6. Approval of Final Acceptance of the 191<sup>st</sup> and Waverly Traffic Signal and Authorize Final Payment to J. Warren Co., Inc. was considered.
7. Approval of Final Acceptance of Montrose Street Phase II Project was considered.
8. Approval of Final Acceptance of Edgerton Wastewater Treatment Facility/Lift Station Project and Authorize Final Payment to Burns & McDonnell/CAS Construction were considered.
9. Approval of Resolution No. 12-28-17A Establishing Fees and Rates For Permits, Licenses and services within the City of Edgerton, Kansas was considered.

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

Motion was approved, 5-0.

**10. PUBLIC COMMENTS**

Jason Camis with the Gardner Edgerton Chamber of Commerce was present and passed out copies of the GE Magazine. He was asking for feedback from the Mayor, Council and the public. Mr. Camis thanked the City of Edgerton for the support given to the Chamber of Commerce. The magazine was for 2017 and there should be maps coming in the first quarter of 2018.

**11. DECLARATION**

NONE

**BUSINESS REQUIRING ACTION**

**INFORMATION TECHNOLOGY SERVICES CONTRACT**

**12. A CONTRACT WITH STRATEGY NEW MEDIA FOR IT SERVICES WAS CONSIDERED.**

Two representatives from Strategy New Media were present to discuss IT Services that are currently in place for the City of Edgerton and the proposed contract for 2018 services. A noticeable change is in the pricing structure; the 2017 contract included a fee for unlimited help desk and in 2018 each project would be billed at an hourly rate.

Motion by Crooks, seconded by Longanecker, to approve the contract with Strategy.

Motion was approved, 5-0.

**ANNEXATION AGREEMENT 199<sup>TH</sup> STREET**

**13. AN ANNEXATION AGREEMENT REGARDING LAND GENERALLY LOCATED ALONG 199<sup>TH</sup> STREET WEST OF HOMESTEAD LANE WAS CONSIDERED.**

The parcel referred to in the annexation agreement is currently contiguous to the City of Edgerton corporate city limits. The owners filed an Annexation Agreement and Consent for Annexation Form for consideration by Edgerton City Council. This parcel would allow previously annexed parcels at the intersection of 199<sup>th</sup> Street and Homestead Lane to convert from island annexations to contiguous annexations. There are certain terms of the agreement that address what the landowner pays and what the City of Edgerton is responsible for such as reimbursing the landowner for City property taxes levied against the property for a period of up to ten years subject to certain conditions.

Motion by Brown, seconded by Longanecker, to approve the annexation agreement.

Motion was approved, 5-0.

**ORDINANCE No. 1070 ANNEXING LAND**

**14. ORDINANCE No. 1070 ANNEXING LAND (GENERALLY LOCATED ALONG 199<sup>TH</sup> STREET WEST OF HOMESTEAD LANE) INTO THE CITY OF EDGERTON, KANSAS WAS CONSIDERED.**

Beth Linn, City Administrator, explained Kansas Statute 12-520 that the governing body of any city, by ordinance, may annex land to such city if that land adjoins the city and a written petition for consent to annexation is filed with the city.

Motion by Crooks, seconded by Longanecker, to approve Ordinance No. 1070.

Motion was approved, 5-0.

**ORDINANCE NO. 1071 ANNEXING LAND**

**15. ORDINANCE NO.1071 ANNEXING LAND INTO THE CITY OF EDGERTON, KANSAS WAS CONSIDERED.**

Northpoint Development Management, LLC has submitted consent for annexation for seventeen properties of which they are considered the authorized representative. These seventeen properties are located in the vicinity of Homestead Lane and 207<sup>th</sup> Street, south of Interstate 35. Consent for Annexation Form for each property has been filed with a request to annex into the City of Edgerton.

Motion by Longanecker, seconded by Crooks, to approve Ordinance No. 1071, annexing property into the City of Edgerton.

Motion was approved, 5-0.

**16. REPORT BY THE CITY ADMINISTRATOR**

Beth Linn announced the winners of the Holiday Lighting Contest. First Place: Gary & Shirley Gillard, 521 W. Martin—Second Place: Laci Lewis, 525 Heather Knoll Drive—Third Place: Angie Brewer: 509 W. Meriwood.

**17. REPORT BY THE MAYOR**

Mayor Roberts stated that he did not have a report. However he hoped that everyone had a Merry Christmas and a Happy New Year.

Mayor Roberts also thanked the public works department for doing a great job on clearing the streets.

**18. FUTURE MEETING/EVENT REMINDERS:**

- January 1<sup>st</sup> City Offices Closed
- January 9<sup>th</sup> 7:00 PM Planning Commission Meeting
- January 11<sup>th</sup> 7:00 PM City Council Meeting
- January 17th Noon Senior Lunch
- January 25<sup>th</sup> 7:00 PM – City Council Meeting

**EXECUTIVE SESSION**

**19. A MOTION TO RECESS INTO EXECUTIVE SESSION PURSUANT TO K.S.A. 75-4319 (b) (6) FOR CONSULTATION WITH AN ATTORNEY DEEMED PRIVILEGED IN THE ATTORNEY-CLIENT RELATIONSHIP TO INCLUDE CITY ATTORNEY AND CITY ADMINISTRATOR WAS CONSIDERED.**

Motion by Crooks, seconded by Longanecker, to recess into executive session pursuant to K.S.A.(b)(6) Acquisition of real property for five minutes to include City Attorney Lee Hendricks and City Administrator Beth Linn.

Motion was approved, 5-0.

Meeting recessed at 7:25 pm.

Motion by Crooks, seconded by Crist, to reconvene into regular meeting.

Motion was approved, 5-0.

Meeting reconvened at 7:32 pm.

Motion by Brown, seconded by Crist, to recess into executive session pursuant to K.S.A. (b) (2) attorney deemed privilege for twenty minutes to include City Attorney and City Administrator.

Motion was approved, 5-0.

Meeting recessed at 7:33 pm.

Motion by Crooks, seconded by Longanecker, to reconvene into regular meeting.

Motion was approved, 5-0.

Meeting reconvened at 7:53 pm.

Motion by Crooks, seconded by Longanecker, to recess for another ten minutes.

Motion was approved, 5-0.

Meeting recessed at 7:53 pm.

Motion by Crooks, seconded by Longanecker, to reconvene into regular meeting.

Motion was approved, 5-0.

Meeting reconvened at 8:03.

Motion by Crooks, seconded by Longanecker, to recess for another five minutes.

Motion was approved, 5-0.

Meeting recessed at 8:04 pm.

Motion by Crooks, seconded by Longanecker, to reconvene into regular meeting.

Motion was approved, 5-0.

Meeting reconvened at 8:09pm

Mayor Roberts thanked Cindy Crooks for all her hard work while on the City Council. This is Cindy Crooks last meeting.

**21. ADJOURN MOTION:** 1<sup>st</sup> Crooks                      2<sup>nd</sup> Brown                      Vote 5-0

The meeting adjourned at 8.15 pm.

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Janeice L. Rawles  
City Clerk

**Approved by the Governing Body on**

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**City of Edgerton, Kansas  
Minutes of City Council Regular Session  
January 11, 2018**

A Regular Session of the City Council was held in Edgerton City Hall, 404 E. Nelson Edgerton, Kansas on January 11, 2018. The meeting convened at 7:00 p.m. with Mayor Roberts presiding.

**1. ROLL CALL**

Darius Crist	present
Ron Conus	present
Clay Longanecker	present
Joshua Lewis	present
Jody Brown	present

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
- Parks Bob McVey
- Katy Crow Development Services Director

**2. WELCOME**

**3. PLEDGE OF ALLEGIANCE**

**4. Official 2017 Fall Election Results:**

- Donald Roberts, Mayor
- Ron Conus, City Council
- Josh Lewis, City Council

**5. INSTALLATION OF MAYOR AND CITY COUNCIL AND OATH OF OFFICE**

City Clerk Janeice L. Rawles stood with newly elected Mayor Donald Roberts, Ron Conus, City Council member and Josh Lewis, City Council member as they were given the Oath of Office for the City of Edgerton.

**CONSENT AGENDA**

6. The Agenda Approval was considered.
7. Approval of Minutes for December 14, 2017 City Council Meeting was considered.

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

Motion was approved, 5-0.



**8. PUBLIC COMMENTS**

There were no public comments.

**9. DECLARATION**

NONE

**BUSINESS REQUIRING ACTION**

**207<sup>TH</sup> STREET GRADE SEPARATION PROJECT**

**10. DESIGN AGREEMENT AND SCOPE OF SERVICES WITH HDR FOR 207<sup>TH</sup> STREET GRADE SEPARATION PROJECT WAS CONSIDERED.**

Scott Peterson, Assistant City Administrator, presented information about the Design Agreement and Scope of Services with HDR for the 207<sup>th</sup> Street Grade Separation Project. In June of 2017, the City of Edgerton issued a Request for Qualification (RFQ) seeking Design Teams with the qualifications for the design of a grade separation and bridge construction over the BNSF Railway crossing at the intersection of 207<sup>th</sup> street and Co-Op Road. The RFQ's were due in July and the City of Edgerton received four submittals. After the selection committee reviewed the applications and conducted interviews, staff recommends the selection of the HDR-RIC team as the most qualified team for the project. This project is funded completely from the Public Infrastructure Fund with no funding allocated from the General Fund.

Motion by Brown, seconded by Longanecker to approve the Design Agreement and scope of services with HDR for the 207<sup>th</sup> Street Grade Separation Project.

Motion was approved, 5-0.

**11. REPORT BY THE CITY ADMINISTRATOR**

Nothing to report

**12. REPORT BY THE MAYOR**

Nothing to report

**13. FUTURE MEETING/EVENT REMINDERS:**

- January 17<sup>th</sup> Noon Senior Lunch
- January 25<sup>th</sup> 7:00 PM – City Council Meeting
- February 8<sup>th</sup> 7:00 pm – City Council Meeting
- February 13<sup>th</sup> 7:00 pm – Planning Commission Meeting

- February 15<sup>th</sup> 6:00pm- State of the City
- February 19<sup>th</sup> – City Offices Closed in observance of Presidents' Day
- February 21<sup>st</sup> Noon – Senior Lunch
- February 22<sup>nd</sup> 7:00 pm – City Council Meeting

**EXECUTIVE SESSION**

**14. A MOTION TO RECESS INTO EXECUTIVE SESSION PURSUANT TO K.S.A. 75-4319 (b) (6) FOR CONSULTATION WITH AN ATTORNEY DEEMED PRIVILEGED IN THE ATTORNEY-CLIENT RELATIONSHIP TO INCLUDE CITY ATTORNEY AND CITY ADMINISTRATOR WAS CONSIDERED.**

Motion by Brown, seconded by Crist, to recess into executive session pursuant to K.S.A.(b)(6) Acquisition of real property for five minutes to include City Attorney Lee Hendricks and City Administrator Beth Linn.

Motion was approved, 5-0.

Meeting recessed at 7:18 pm.

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

Motion was approved, 5-0.

Meeting reconvened at 7:24 pm.

\*Mayor Roberts took a few minutes to introduce Tom Riederer, Interim President of Elevate Edgerton!. Mr. Riederer retired from the Southwest Johnson County Economic Development Corporation and has a lot of knowledge about the Logistics Part Kansas City. He is helping find a permanent person to fill this position.

**EXECUTIVE SESSION**

**15. A MOTION TO RECESS INTO EXECUTIVE SESSION PURSUANT TO K.S.A. 75-4319 (b) (2) FOR CONSULTATION WITH AN ATTORNEY DEEMED PRIVILEGED IN THE ATTORNEY-CLIENT RELATIONSHIP TO INCLUDE CITY ATTORNEY, BOND COUNSEL, FINANCIAL ADVISOR AND CITY ADMINISTRATOR WAS CONSIDERED.**

Motion by Crist, seconded by Brown, to recess into executive session for thirty minutes.

Motion was approved, 5-0.

Meeting recessed at 7:32 pm. pm.

Motion by Brown, seconded by Crist, to reconvene into regular meeting.

Motion was approved, 5-0.

Meeting reconvened at 8:05pm.

Motion by Crist, seconded by Brown, to recess into executive session for same reason as above for another thirty minutes.

Motion was approved, 5-0.

Meeting recessed at 8:06 pm.

Motion by Brown, seconded by Crist, to reconvene into regular session.

Motion was approved, 5-0.

Meeting reconvened at 8:36 pm.

Motion by Brown, seconded by Crist, to recess into executive session for same reason as above for another twenty minutes.

Motion was approved, 5-0.

Meeting recessed at 8:37 pm.

Motion by Brown, seconded by Crist, to reconvene into regular session.

Motion was approved, 5-0.

Meeting reconvened at 8:57 pm.

Motion by Brown, seconded by Crist, to recess into executive session for same reason as above for another five minutes.

Motion was approved, 5-0.

Motion recessed at 8:58pm.

Motion by Brown, seconded by Longanecker, to reconvene into regular session.

Motion was approved, 5-0.

Meeting reconvened at 9:03 pm.

Motion by Brown, seconded by Longanecker, to approve Resolution No. 01-11-18A authorizing the City of Edgerton, Kansas to enter into a Logistics Park Phase Two Development Agreement for the Development of the Phase Two Expansion of the Logistics Park.

Motion was approved, 5-0.

\*Mayor called for a five minute break. Break started at 9:05 and ended at 9:10 pm.

Mayor Roberts asked to add an item to the agenda in regards to elected officials' compensation. The last few years the mayor's position has become busier. Council member Longanecker said that nine years ago this was brought up and discussed but never went any further than discussing. The mayor dismissed himself at 9:20 pm so that the City Council could discuss the mayor's pay. Council members had time to discuss with Scott Anderson, Bond Counsel; Jeff White, Financial Advisor; and Tom Riederer, Interim president of Elevate Edgerton!. Kansas State Law and City Code neither offer or need a job description for Mayor and City Council members. City Administrator Beth Linn confirmed that the 2018 budget has room to accommodate the raise, an amount needs to be determined. Members of the city council discussed in detail an amount and came to an agreement.

Motion by Longanecker, seconded by Crist, to approve Ordinance #1072, increasing the Mayor's compensation to \$7500.00 per month.

Motion was approved, 5-0.

Mayor Roberts re-entered the meeting and told everyone that he appreciates the discussion and the raise in pay. It has been many years since there has been a change in rate of pay for the mayor and or Council members.

\*Mayor Roberts thanked Cindy Crooks for all her hard work while on the City Council. This is Cindy Crooks last meeting.

**16. ADJOURN MOTION:** 1<sup>st</sup> Brown                      2<sup>nd</sup> Lewis                      Vote    5-0

The meeting adjourned at 9:55 pm.

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Janeice L. Rawles  
City Clerk

**Approved by the Governing Body on**

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## AGENDA ITEM INFORMATION FORM

**Agenda Item:** Consider Ordinance No. 1073 Ordering The Vacation Of Streets And Any Adjoining Public Right-Of-Way Thereto, But Reserving A 20 Foot Wide Public Utility Easement

**Department:** Community Development

**Background/Description of Item:** On February 24, 2011, the Governing Body approved Ordinance No. 901 which ordered the vacation of streets and any adjoining public right of way, but reserved a 20-foot-wide public utility easement, for the following parcels:

- 1) All of the property dedicated for 191<sup>st</sup> Street between Four Corners Road and US-56 Highway (Map 1)
- 2) All of the property dedicated for 183<sup>rd</sup> Street between Waverly Road and US-56 Highway (Map 2)

This property is the former location of 191<sup>st</sup> and 183<sup>rd</sup> Streets. Through Ordinance 901, said property was being returned to adjacent property owners.

Per approved Ordinance No. 901, BNSF Railway Company was to record said ordinance with the Johnson County Register of Deeds. In researching other city business, it was learned by City Staff that this action was never performed. When City Staff went to the Register of Deeds office to record the ordinance, they were informed that the property description in the ordinance was insufficient in that it lacked the section, township, and range of the vacated property. City staff worked with Johnson County staff and the City Attorney to determine the correct information.

Draft Ordinance No. 1073 repeals Ordinance 901 and restates property descriptions sufficient to satisfy the Register of Deeds office and City Staff will record this new ordinance upon its passage.

In addition to the above, this ordinance also vacates the property dedicated for 191<sup>st</sup> Street between Four Corners Road to the intersection of the new 191<sup>st</sup> Street (Map 3).

Property owners adjacent to all of the affected parcels were notified via certified mail of this public hearing and pending action. No communication from them has been received. City staff has also conferred with the City Engineer and he has no concerns regarding this action.

Enclosure: Draft Ordinance No. 1073

Property maps 1, 2, and 3 from Johnson County AIMS

**Related Ordinance(s) or Statute(s):** K.S.A. 12-504 – Additions, Vacation and Lot Frontage

**Recommendation:** Approve Ordinance No. 1073 Ordering The Vacation Of Streets And Any Adjoining Public Right-Of-Way Thereto, But Reserving A 20 Foot Wide Public Utility Easement

**Funding Source:** N/A

Prepared by: Katy Crow, Development Services Director  
Date: January 17, 2018

## **ORDINANCE NO. 1073**

### **AN ORDINANCE ORDERING THE VACATION OF STREETS AND ANY ADJOINING PUBLIC RIGHT-OF-WAY THERETO, BUT RESERVING A 20 FOOT WIDE PUBLIC UTILITY EASEMENT**

**WHEREAS**, the City of Edgerton requests that the streets described below, and any public right-of-way adjacent thereto, be vacated pursuant to K.S.A. 12-504 et seq.; and

**WHEREAS**, in accordance with K.S.A. 12-504, the City has published the required notice preceding the public hearing regarding the requested vacation of streets and public right-of-way; and

**WHEREAS**, in accordance with K.S.A. 12-505, the governing body heard evidence concerning the true nature and propriety of vacating the public right-of-way.

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EDGERTON, KANSAS, AS FOLLOWS:**

**Section 1. Findings.** In accordance with K.S.A. 12-505, the governing body finds and concludes that no private rights will be injured or endangered by such vacation of streets and public right-of-way and that the public will not suffer loss or inconvenience because of such vacation. The governing body also finds and concludes that justice to the adjacent property owners requires that the vacation of the streets and public right-of-way be ordered.

**Section 2. Order.** The governing body hereby orders that the following streets and public right-of-way adjoining thereto

191<sup>st</sup> Street: All of the property dedicated for 191<sup>st</sup> Street between Four Corners Road and US-56 highway; more particularly described as:

Part of the Southwest Quarter of Section 33, Township 14, Range 22

and

183<sup>rd</sup> Street: All of the property dedicated for 183<sup>rd</sup> Street between Waverly Road and US-56 Highway; more particularly described as:

Part of the Southeast Quarter of Section 27, Township 14, Range 22; part of the Southwest Quarter of Section 27, Township 14, Range 22; part of the Northwest Quarter of Section 34, Township 14, Range 22; and part of the Northeast Quarter of Section 34,

Township 14, Range 22; and part of the Northeast Quarter of Section 34, Township 14, Range 22

and

191<sup>st</sup> Street: All of the property dedicated for 191<sup>st</sup> Street between Four Corners Road to the intersection of the new 191<sup>st</sup> Street; more particularly described as:

Part of the Southeast quarter of Section 33, Township 14, Range 22 and part of the Northeast Quarter of Section 4, Township 15, Range 22

be vacated and returned to the tax rolls as though it had never been a part of the City of Edgerton, Kansas.

**Section 3. Reservation of Easement for Public Utilities.** In consideration of the governing body's vacation of the above described streets and public right-of-way, the adjoining properties are required to reserve for the City a 20-foot-wide utility easement within the area being vacated.

**Section 4. Recording.** The City of Edgerton is responsible for delivering a copy of this Ordinance, certified by the City Clerk, to the Johnson County Register of Deeds so that the vacation of streets and public right-of-way is properly recorded and the vacated public streets and right-of-way are designated as no longer being exempt from taxation.

**Section 5. Repeal.** Ordinance No. 901 of the City passed by the Governing Body on February 24, 2011, is hereby repealed.

**Section 6. Effective Date.** This Ordinance shall take effect and be in full force from and after its passage, approval and publication as provided by law.

ADOPTED BY THE GOVERNING BODY AND APPROVED BY THE MAYOR OF EDGERTON, KANSAS this 25<sup>th</sup> day of January, 2018.

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Donald Roberts, Mayor

(SEAL)

ATTEST:

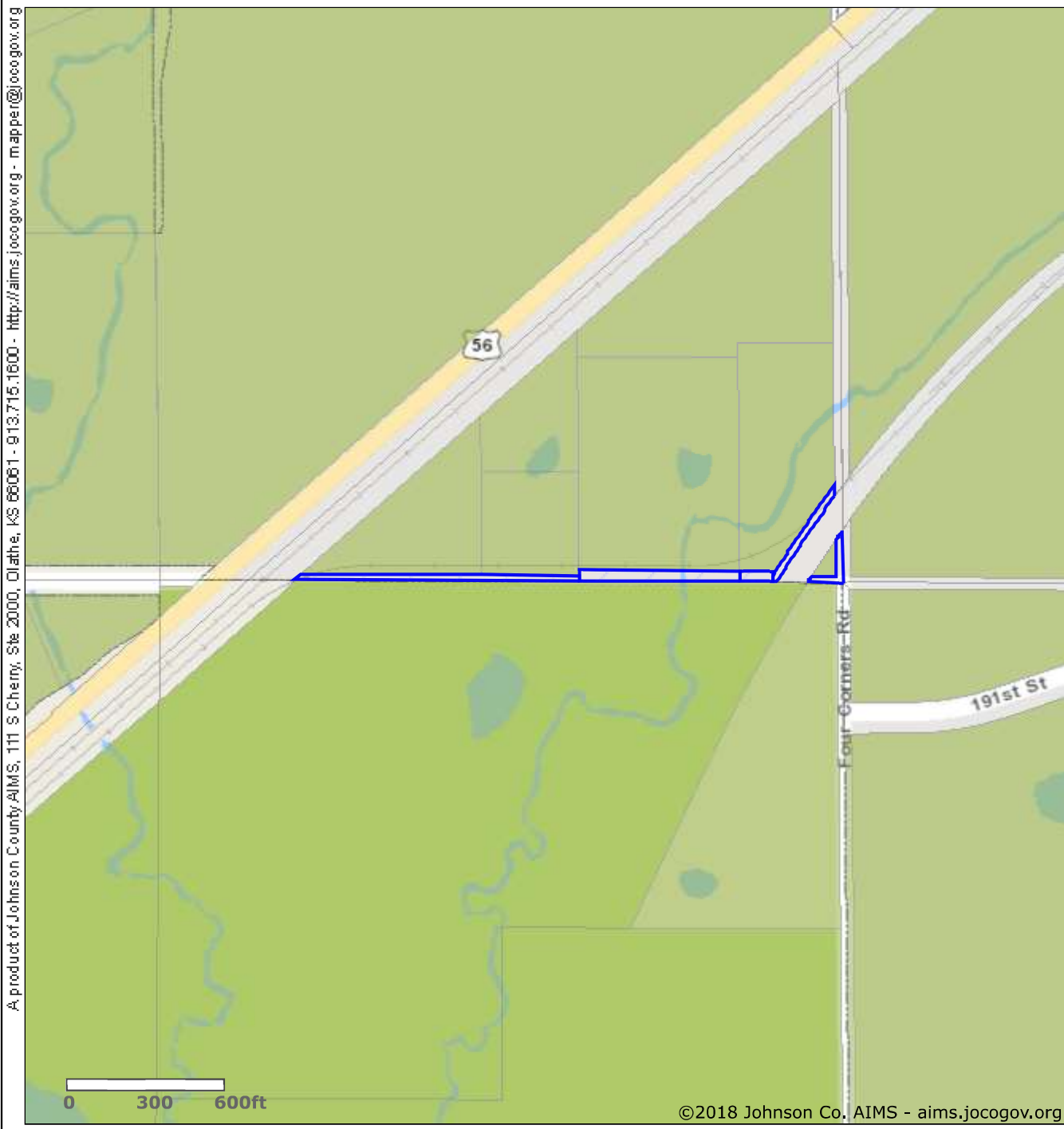
APPROVED AS TO FORM:

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Janeice L. Rawles, City Clerk

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Lee Hendricks, City Attorney



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Johnson Co AIMS Map

Map 1

191st between Four Corners Road and US-56

LEGEND

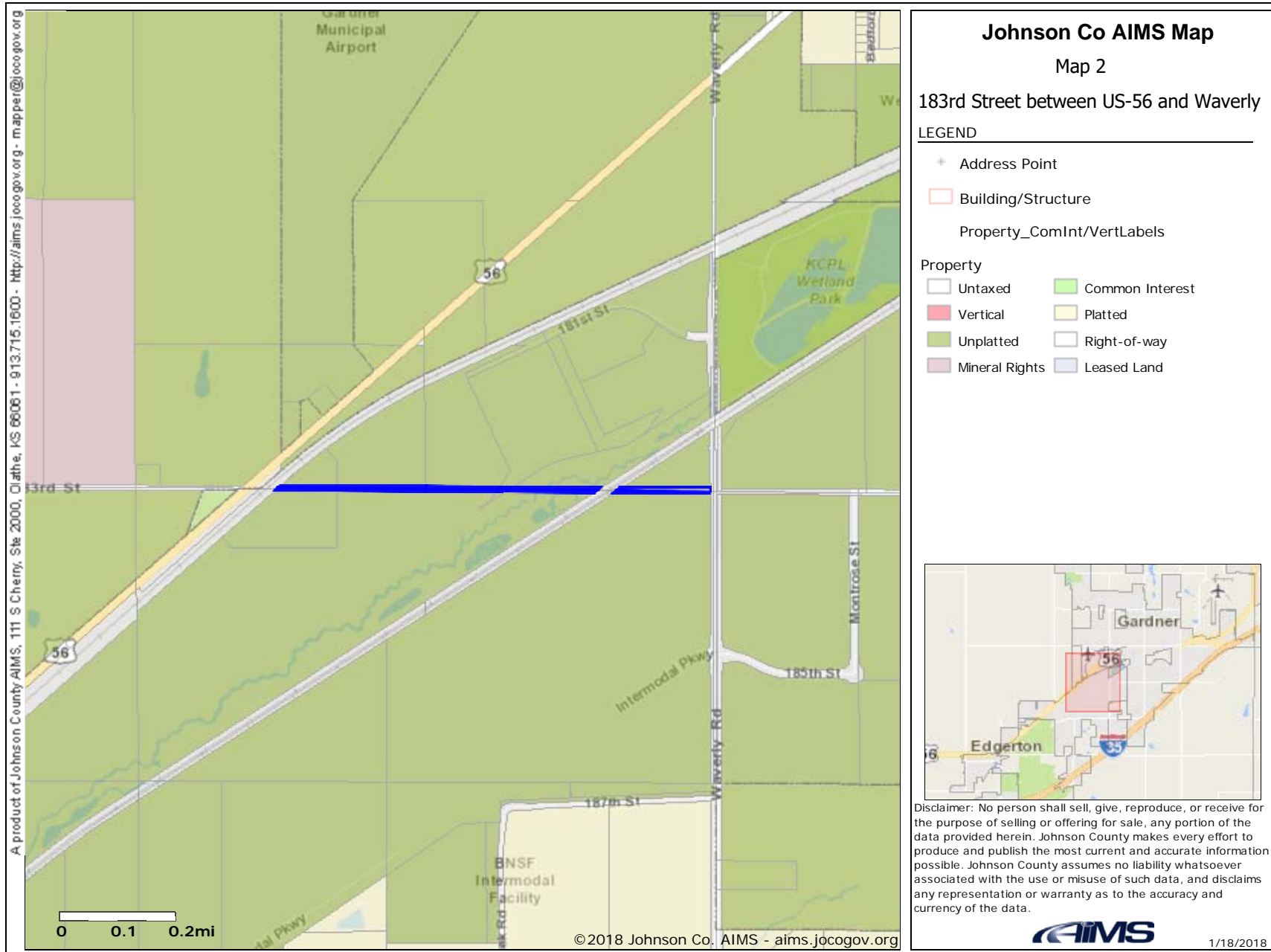
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- Building/Structure
- Property
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  - Vertical
  - Unplatted
  - Mineral Rights
  - Common Interest
  - Platted
  - Right-of-way
  - Leased Land

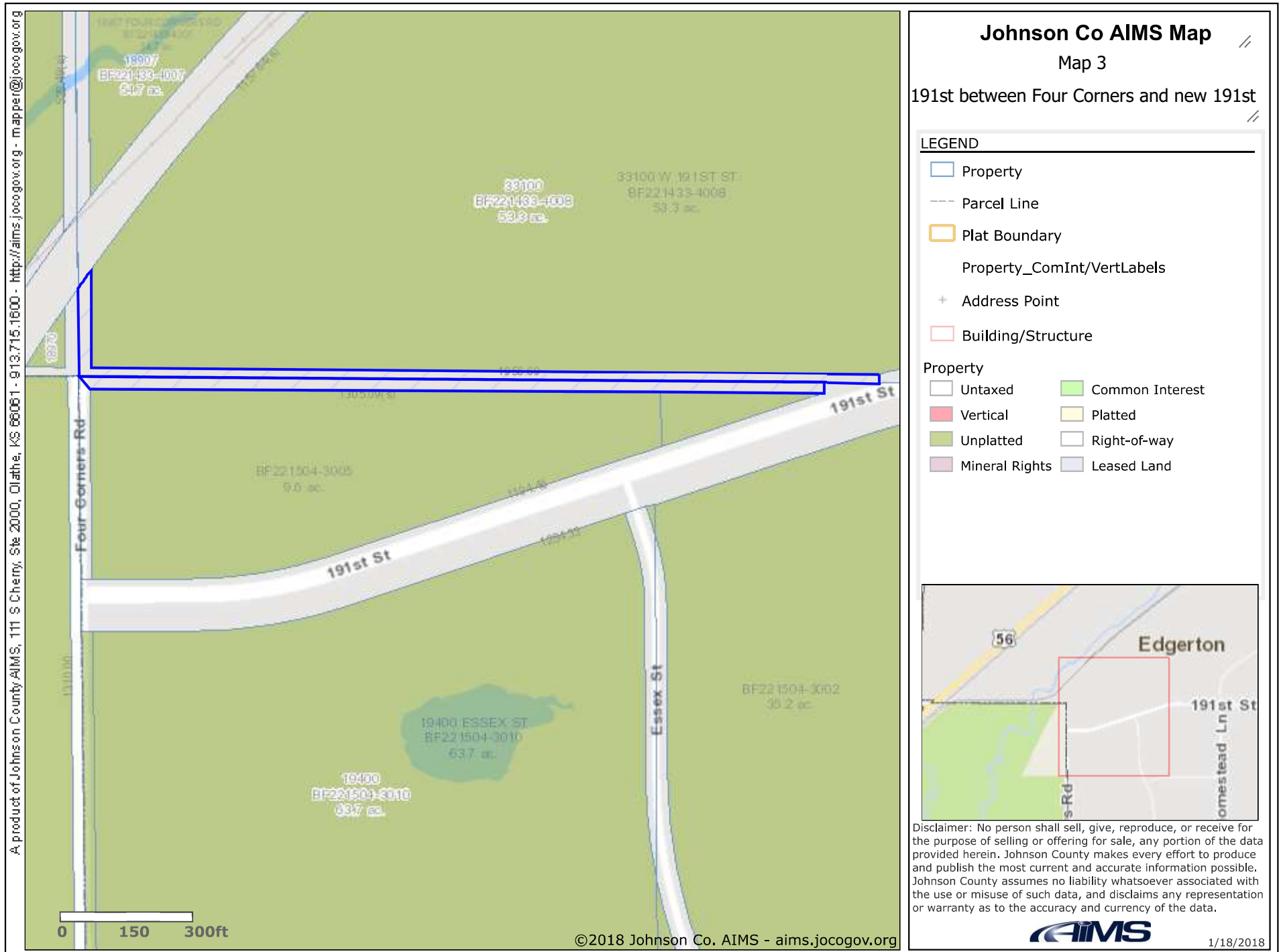


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## AGENDA ITEM INFORMATION FORM

**Agenda Item:** Consider Recommendation of City Engineer to Award Construction of the Nelson Street Water Line Community Development Block Grant (CDBG) and Authorize the Mayor to Execute the Contract

**Department:** Utilities

**Background/Description of Item:** On September 16, 2016, the City of Edgerton was awarded a Community Development Block Grant (CDBG) from Johnson County for the construction of a waterline replacement on Nelson Street, running from just west of Martin Street to just east of 3<sup>rd</sup> Street. Design of the project was led by City Engineer David Hamby, per an agreement with BG Consultants, Inc. and the City of Edgerton. The City Council had previously identified the Nelson Street Waterline Replacement Project as a priority for completion during a May 19<sup>th</sup>, 2016 work session. Also in May 2016, the City held a Public Hearing regarding the application of the CDBG grants, as required by Johnson County to be eligible for CDBG funds.

Johnson County awarded the City of Edgerton a total of \$170,000 in CDBG funds. The City has budgeted \$291,495 for the project. The remainder of the project cost not covered by the CDBG funds is recommended by staff to be covered by the Water System Development Fund. CDBG funds can only be used on the construction of a project. The Water System Development Fund can be used to cover the costs of design and inspection, as well as any remaining construction costs not covered by the CDBG.

On May 25, 2017 Council granted Edgerton staff concurrence to bid the project. The City of Edgerton did a public bid process receiving only three bids. All three bids came in much higher than the Engineer's Estimate of \$275,209 with the Alternate Option; the lowest bid came in at \$354,055.80, almost \$80,000 over the Engineer's Estimate. At the recommendation of Staff, and with approval by the City Council, all three bids were rejected, and the project was tabled until early 2018 so that the City could go back out for bid in the project in the hopes of getting more competitive bids.

The project was put back out to bid in December of 2017, and the City held a public bid letting on January 9, 2018. The Engineer's Estimate for the project was updated to \$303,821.50 for this bid letting. This time the City received 10 bids at a much more competitive rate. Compliance with CDBG requires that the City pick the lowest total bidder, including base bid and any add alternates that were included with the scope of the project when submitted. Therefore, the lowest total bidder including the Add Alternate #1 was Wiedenmann, Inc., which bid a Base Bid of \$227,396.40, and an Add Alternate #1 bid of \$53,149.60, for a total bid of \$280,546.00.

BG Consultants checked the references for Wiedenmann, Inc., and believes they are qualified to complete the project. Please find enclosed with this packet the bid tabulations calculated by BG Consultants and a letter of recommendation for Wiedenmann, Inc. as the lowest and best bidder.

Therefore, it is the recommendation of Staff that City Council award the Nelson Street Water Line project to Wiedenmann, Inc. in an amount not to exceed \$280,546.00.

Enclosure: Letter of Recommendation from BG Consultants  
Listing of Bid Tabulations  
Project Map

**Related Ordinance(s) or Statute(s):** N/A

**Recommendation:** Award Construction of the Nelson Street Water Line Community Development Block Grant (CDBG) to Wiedenmann, Inc., in an amount not to exceed \$280,546.00, and authorize the Mayor to Execute the Contract.

**Funding Source:** Community Development Block Grant, Water System Development Fund

Prepared by: Scott Peterson, Assistant City Administrator  
Date: January 22, 2018



# BG CONSULTANTS

ENGINEERS • ARCHITECTS • SURVEYORS

January 18, 2018

Mike Mabrey  
Utility Superintendent, City of Edgerton  
404 E. Nelson, PO Box 255  
Edgerton, KS 66021

Re: Nelson Street Water Line Improvements (CDBG)  
Edgerton, Kansas  
17-1100L/18-1021L

Dear Mike:

The bid letting for Nelson Street Water Line Improvements was conducted January 9, 2018. Ten (10) bids were received which ranged from \$280,546.00 to \$575,387.00 (for the Base Bid and Add Alternate #1). The engineer's estimate was \$303,821.50. Greeley Excavating submitted the low bid for the Base Bid (\$216,984.30) and Weidenmann, Inc. submitted the low bid for the Base Bid plus Add Alternate #1.

We have worked with and/or checked references for both contractors. It is our opinion that they are qualified to complete this project.

The project should be awarded contingent upon CDBG's concurrence.

Please find attached the bid tabulations for this project. If you have any questions or need additional information, please call.

Sincerely,

BG CONSULTANTS, INC.

David J. Hamby, P.E., CFM  
Vice President

Attachments

**BID TABULATIONS (AS READ)**  
**Nelson St. Waterline Improvements**  
**City of Edgerton, KS**  
**Bid Letting January 9, 2018**  
**17-1100L**

				Engineer's Estimate		Greeley Excavating		Wiedenmann, Inc.		Westland Construction, Inc.									
Item #	Description	Quantity	Unit	Unit Price		Unit Price		Unit Price		Unit Price									
Base Bid																			
1.	Mobilization	1	LS	\$	30,000.00	\$	30,000.00	\$	2,000.00	\$	2,000.00	\$	4,909.65	\$	4,909.65	\$	30,990.53	\$	30,990.53
2.	Clearing and Grubbing	1	LS	\$	2,500.00	\$	2,500.00	\$	1.00	\$	1.00	\$	1,080.00	\$	1,080.00	\$	1.00	\$	1.00
3.	Contractor Construction Staking	1	LS	\$	2,500.00	\$	2,500.00	\$	1,700.00	\$	1,700.00	\$	2,280.00	\$	2,280.00	\$	2,500.00	\$	2,500.00
4.	Traffic Control	1	LS	\$	5,000.00	\$	5,000.00	\$	2,000.00	\$	2,000.00	\$	2,340.00	\$	2,340.00	\$	7,500.00	\$	7,500.00
5.	Seeding	1	LS	\$	1,000.00	\$	1,000.00	\$	500.00	\$	500.00	\$	10,110.00	\$	10,110.00	\$	3,000.00	\$	3,000.00
6.	Erosion Control	1	LS	\$	1,250.00	\$	1,250.00	\$	200.00	\$	200.00	\$	280.00	\$	280.00	\$	3,000.00	\$	3,000.00
7.	6" Waterline (PVC)(C900)(In Place)	11	Lin. Ft.	\$	50.00	\$	550.00	\$	150.00	\$	1,650.00	\$	215.00	\$	2,365.00	\$	100.00	\$	1,100.00
8.	8" Waterline (PVC)(C900)(In Place)	4	Lin. Ft.	\$	100.00	\$	400.00	\$	150.00	\$	600.00	\$	595.00	\$	2,380.00	\$	100.00	\$	400.00
9.	8" Waterline (PVC)(C900)(Directional Drill)	1,500	Lin. Ft.	\$	75.00	\$	112,500.00	\$	91.00	\$	136,500.00	\$	77.00	\$	115,500.00	\$	72.00	\$	108,000.00
10.	8"x8" MJ Cross	1	Each	\$	600.00	\$	600.00	\$	700.00	\$	700.00	\$	447.00	\$	447.00	\$	550.00	\$	550.00
11.	8"x8" MJ Tee	1	Each	\$	500.00	\$	500.00	\$	600.00	\$	600.00	\$	460.00	\$	460.00	\$	425.00	\$	425.00
12.	8"x6" MJ Tee	6	Each	\$	450.00	\$	2,700.00	\$	500.00	\$	3,000.00	\$	477.00	\$	2,862.00	\$	400.00	\$	2,400.00
13.	8"x22 1/2° MJ Bend	6	Each	\$	350.00	\$	2,100.00	\$	400.00	\$	2,400.00	\$	409.00	\$	2,454.00	\$	450.00	\$	2,700.00
14.	8"x45° MJ Bend	6	Each	\$	350.00	\$	2,100.00	\$	400.00	\$	2,400.00	\$	339.00	\$	2,034.00	\$	450.00	\$	2,700.00
15.	6" MJ Gate Valve	2	Each	\$	1,600.00	\$	3,200.00	\$	900.00	\$	1,800.00	\$	1,013.00	\$	2,026.00	\$	900.00	\$	1,800.00
16.	8" MJ Gate Valve	6	Each	\$	2,000.00	\$	12,000.00	\$	1,200.00	\$	7,200.00	\$	1,241.00	\$	7,446.00	\$	1,350.00	\$	8,100.00
17.	6" MJ Solid Sleeve	1	Each	\$	350.00	\$	350.00	\$	400.00	\$	400.00	\$	180.00	\$	180.00	\$	200.00	\$	200.00
18.	8" MJ Solid Sleeve	2	Each	\$	400.00	\$	800.00	\$	450.00	\$	900.00	\$	240.00	\$	480.00	\$	225.00	\$	450.00
19.	Standard Fire Hydrant Assembly	4	Each	\$	4,000.00	\$	16,000.00	\$	3,400.00	\$	13,600.00	\$	3,918.00	\$	15,672.00	\$	3,900.00	\$	15,600.00
20.	Remove & Reset Fire Hydrant Assembly	1	Each	\$	1,000.00	\$	1,000.00	\$	2,000.00	\$	2,000.00	\$	1,687.00	\$	1,687.00	\$	1,900.00	\$	1,900.00
21.	Remove Existing Fire Hydrant Assembly	4	Each	\$	500.00	\$	2,000.00	\$	500.00	\$	2,000.00	\$	281.00	\$	1,124.00	\$	500.00	\$	2,000.00
22.	Connect to Existing Waterline	5	Each	\$	1,500.00	\$	7,500.00	\$	1,000.00	\$	5,000.00	\$	2,093.00	\$	10,465.00	\$	3,000.00	\$	15,000.00
23.	Connect to Existing Water Service (3/4")	16	Each	\$	1,250.00	\$	20,000.00	\$	700.00	\$	11,200.00	\$	885.00	\$	14,160.00	\$	770.00	\$	12,320.00
24.	Connect to Existing Water Service (2")	2	Each	\$	2,250.00	\$	4,500.00	\$	1,200.00	\$	2,400.00	\$	2,745.00	\$	5,490.00	\$	1,400.00	\$	2,800.00
25.	Tracer Wire	1,515	Lin. Ft.	\$	0.50	\$	757.50	\$	0.22	\$	333.30	\$	0.45	\$	681.75	\$	0.50	\$	757.50
26.	Remove & Replace Concrete Sidewalk	75	Sq. Yds.	\$	105.00	\$	7,875.00	\$	120.00	\$	9,000.00	\$	102.00	\$	7,650.00	\$	60.00	\$	4,500.00
27.	Flowable Fill	69	Cu. Yds.	\$	110.00	\$	7,590.00	\$	100.00	\$	6,900.00	\$	157.00	\$	10,833.00	\$	100.00	\$	6,900.00
Base Bid Total =				\$	247,272.50		\$	216,984.30		\$	227,396.40		\$	237,594.03					
Add Alternate #1																			
A1.1	8" Waterline (PVC)(C900)(Directional Drill)	448	Lin. Ft.	\$	75.00	\$	33,600.00	\$	96.00	\$	43,008.00	\$	76.00	\$	34,048.00	\$	72.00	\$	32,256.00
A1.2	8"x6" MJ Tee	1	Each	\$	450.00	\$	450.00	\$	500.00	\$	500.00	\$	349.00	\$	349.00	\$	400.00	\$	400.00
A1.3	8"x22 1/2° MJ Bend	2	Each	\$	350.00	\$	700.00	\$	400.00	\$	800.00	\$	164.00	\$	328.00	\$	450.00	\$	900.00
A1.4	8"x45° MJ Bend	8	Each	\$	350.00	\$	2,800.00	\$	400.00	\$	3,200.00	\$	165.00	\$	1,320.00	\$	450.00	\$	3,600.00
A1.5	8" MJ Gate Valve	1	Each	\$	1,600.00	\$	1,600.00	\$	1,200.00	\$	1,200.00	\$	1,296.00	\$	1,296.00	\$	1,350.00	\$	1,350.00
A1.6	Standard Fire Hydrant Assembly	1	Each	\$	4,000.00	\$	4,000.00	\$	3,400.00	\$	3,400.00	\$	3,927.00	\$	3,927.00	\$	3,900.00	\$	3,900.00
A1.7	Remove Existing Fire Hydrant Assembly	1	Each	\$	500.00	\$	500.00	\$	2,000.00	\$	2,000.00	\$	1,687.00	\$	1,687.00	\$	1,900.00	\$	1,900.00
A1.8	Connect to Existing Waterline	1	Each	\$	1,500.00	\$	1,500.00	\$	1,000.00	\$	1,000.00	\$	1,774.00	\$	1,774.00	\$	3,000.00	\$	3,000.00
A1.9	Connect to Existing Water Service (3/4")	6	Each	\$	1,250.00	\$	7,500.00	\$	700.00	\$	4,200.00	\$	264.00	\$	1,584.00	\$	770.00	\$	4,620.00
A1.10	Tracer Wire	448	Lin. Ft.	\$	0.50	\$	224.00	\$	0.22	\$	98.56	\$	0.45	\$	201.60	\$	0.50	\$	224.00
A1.11	Remove & Replace Concrete Sidewalk	25	Sq. Yds.	\$	55.00	\$	1,375.00	\$	120.00	\$	3,000.00	\$	109.00	\$	2,725.00	\$	60.00	\$	1,500.00
A1.12	Flowable Fill	23	Cu. Yds.	\$	100.00	\$	2,300.00	\$	100.00	\$	2,300.00	\$	170.00	\$	3,910.00	\$	100.00	\$	2,300.00
Add Alternate #1 Total =				\$	56,549.00		\$	64,706.56		\$	53,149.60		\$	55,950.00					
Base Bid + Add Alternate #1 Total =				\$	303,821.50		\$	281,690.86		\$	280,546.00		\$	293,544.03					

**BID TABULATIONS (AS READ)**  
**Nelson St. Waterline Improvements**  
**City of Edgerton, KS**  
**Bid Letting January 9, 2018**  
**17-1100L**

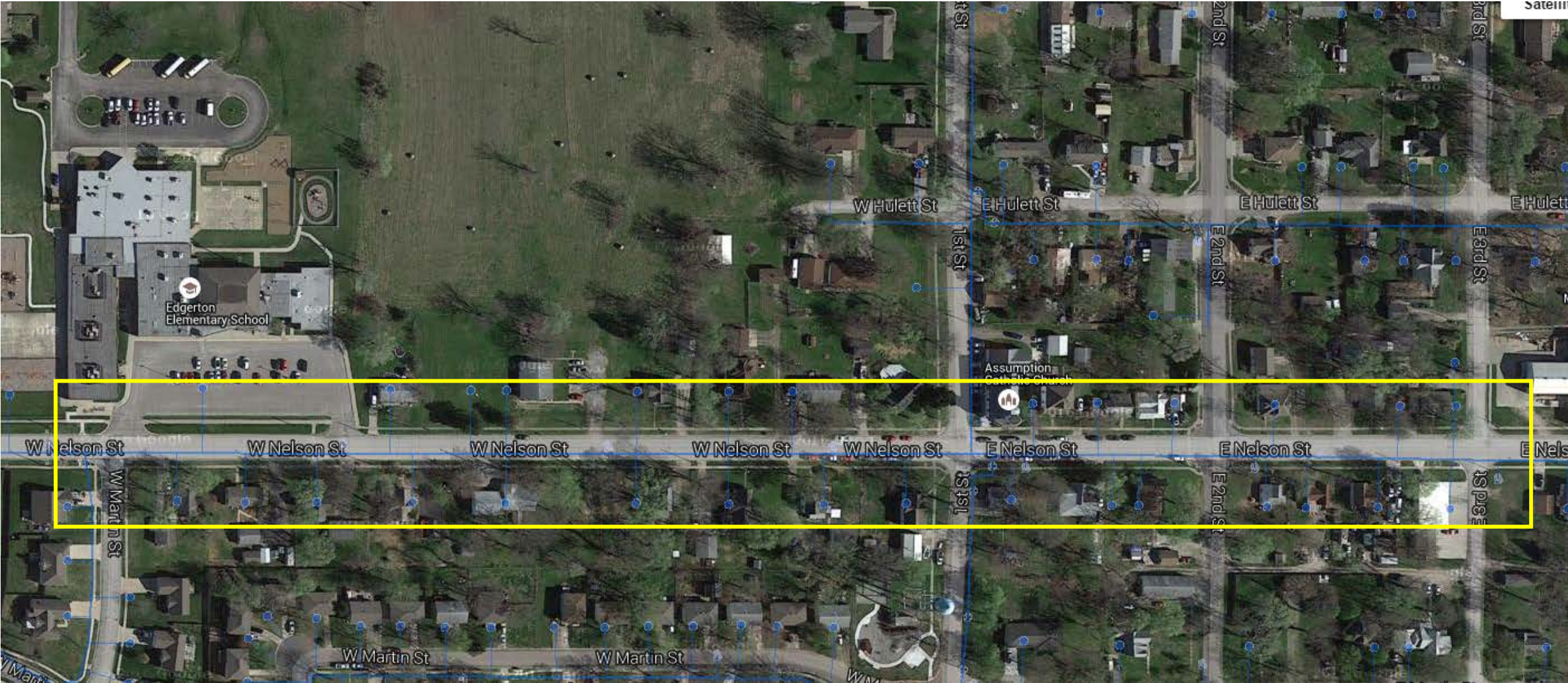
				J&N Utilities, Inc.		Schuetz Construction		Stark Boring Co.		Hettinger Excavating	
Item #	Description	Quantity	Unit	Unit Price		Unit Price		Unit Price		Unit Price	
Base Bid											
1.	Mobilization	1	LS	\$ 25,000.00	\$ 25,000.00	\$ 12,000.00	\$ 12,000.00	\$ 7,565.88	\$ 7,565.88	\$ 25,000.00	\$ 25,000.00
2.	Clearing and Grubbing	1	LS	\$ 3,000.00	\$ 3,000.00	\$ 2,500.00	\$ 2,500.00	\$ 500.00	\$ 500.00	\$ 2,500.00	\$ 2,500.00
3.	Contractor Construction Staking	1	LS	\$ 2,500.00	\$ 2,500.00	\$ 2,500.00	\$ 2,500.00	\$ 3,680.00	\$ 3,680.00	\$ 6,500.00	\$ 6,500.00
4.	Traffic Control	1	LS	\$ 4,500.00	\$ 4,500.00	\$ 8,500.00	\$ 8,500.00	\$ 2,500.00	\$ 2,500.00	\$ 11,000.00	\$ 11,000.00
5.	Seeding	1	LS	\$ 3,500.00	\$ 3,500.00	\$ 3,000.00	\$ 3,000.00	\$ 7,060.00	\$ 7,060.00	\$ 6,500.00	\$ 6,500.00
6.	Erosion Control	1	LS	\$ 2,000.00	\$ 2,000.00	\$ 3,250.00	\$ 3,250.00	\$ 2,500.00	\$ 2,500.00	\$ 1,500.00	\$ 1,500.00
7.	6" Waterline (PVC)(C900)(In Place)	11	Lin. Ft.	\$ 95.00	\$ 1,045.00	\$ 90.00	\$ 990.00	\$ 110.45	\$ 1,214.95	\$ 120.00	\$ 1,320.00
8.	8" Waterline (PVC)(C900)(In Place)	4	Lin. Ft.	\$ 100.00	\$ 400.00	\$ 100.00	\$ 400.00	\$ 80.00	\$ 320.00	\$ 200.00	\$ 800.00
9.	8" Waterline (PVC)(C900)(Directional Drill)	1,500	Lin. Ft.	\$ 90.00	\$ 135,000.00	\$ 102.00	\$ 153,000.00	\$ 82.06	\$ 123,090.00	\$ 77.00	\$ 115,500.00
10.	8"x8" MJ Cross	1	Each	\$ 800.00	\$ 800.00	\$ 750.00	\$ 750.00	\$ 1,889.65	\$ 1,889.65	\$ 1,300.00	\$ 1,300.00
11.	8"x8" MJ Tee	1	Each	\$ 600.00	\$ 600.00	\$ 800.00	\$ 800.00	\$ 2,210.20	\$ 2,210.20	\$ 750.00	\$ 750.00
12.	8"x6" MJ Tee	6	Each	\$ 600.00	\$ 3,600.00	\$ 475.00	\$ 2,850.00	\$ 1,307.00	\$ 7,842.00	\$ 675.00	\$ 4,050.00
13.	8"x22 1/2" MJ Bend	6	Each	\$ 525.00	\$ 3,150.00	\$ 475.00	\$ 2,850.00	\$ 1,092.20	\$ 6,553.20	\$ 750.00	\$ 4,500.00
14.	8"x45° MJ Bend	6	Each	\$ 550.00	\$ 3,300.00	\$ 475.00	\$ 2,850.00	\$ 1,093.35	\$ 6,560.10	\$ 750.00	\$ 4,500.00
15.	6" MJ Gate Valve	2	Each	\$ 1,500.00	\$ 3,000.00	\$ 1,475.00	\$ 2,950.00	\$ 1,497.65	\$ 2,995.30	\$ 1,400.00	\$ 2,800.00
16.	8" MJ Gate Valve	6	Each	\$ 1,600.00	\$ 9,600.00	\$ 1,720.00	\$ 10,320.00	\$ 1,759.85	\$ 10,559.10	\$ 1,675.00	\$ 10,050.00
17.	6" MJ Solid Sleeve	1	Each	\$ 400.00	\$ 400.00	\$ 350.00	\$ 350.00	\$ 908.85	\$ 908.85	\$ 600.00	\$ 600.00
18.	8" MJ Solid Sleeve	2	Each	\$ 425.00	\$ 850.00	\$ 400.00	\$ 800.00	\$ 956.00	\$ 1,912.00	\$ 650.00	\$ 1,300.00
19.	Standard Fire Hydrant Assembly	4	Each	\$ 4,250.00	\$ 17,000.00	\$ 4,200.00	\$ 16,800.00	\$ 5,489.00	\$ 21,956.00	\$ 5,500.00	\$ 22,000.00
20.	Remove & Reset Fire Hydrant Assembly	1	Each	\$ 2,000.00	\$ 2,000.00	\$ 1,875.00	\$ 1,875.00	\$ 3,141.80	\$ 3,141.80	\$ 6,750.00	\$ 6,750.00
21.	Remove Existing Fire Hydrant Assembly	4	Each	\$ 620.00	\$ 2,480.00	\$ 700.00	\$ 2,800.00	\$ 492.80	\$ 1,971.20	\$ 800.00	\$ 3,200.00
22.	Connect to Existing Waterline	5	Each	\$ 2,000.00	\$ 10,000.00	\$ 1,850.00	\$ 9,250.00	\$ 4,799.45	\$ 23,997.25	\$ 5,000.00	\$ 25,000.00
23.	Connect to Existing Water Service (3/4")	16	Each	\$ 1,100.00	\$ 17,600.00	\$ 950.00	\$ 15,200.00	\$ 1,106.15	\$ 17,698.40	\$ 725.00	\$ 11,600.00
24.	Connect to Existing Water Service (2")	2	Each	\$ 2,000.00	\$ 4,000.00	\$ 2,500.00	\$ 5,000.00	\$ 1,516.80	\$ 3,033.60	\$ 1,400.00	\$ 2,800.00
25.	Tracer Wire	1,515	Lin. Ft.	\$ 0.50	\$ 757.50	\$ 0.50	\$ 757.50	\$ 0.35	\$ 530.25	\$ 1.00	\$ 1,515.00
26.	Remove & Replace Concrete Sidewalk	75	Sq. Yds.	\$ 115.00	\$ 8,625.00	\$ 120.00	\$ 9,000.00	\$ 138.35	\$ 10,376.25	\$ 90.00	\$ 6,750.00
27.	Flowable Fill	69	Cu. Yds.	\$ 110.00	\$ 7,590.00	\$ 100.00	\$ 6,900.00	\$ 99.76	\$ 6,883.44	\$ 120.00	\$ 8,280.00
Base Bid Total =				\$	272,297.50	\$	278,242.50	\$	279,449.42	\$	288,365.00
Add Alternate #1											
A1.1	8" Waterline (PVC)(C900)(Directional Drill)	448	Lin. Ft.	\$ 90.00	\$ 40,320.00	\$ 102.00	\$ 45,696.00	\$ 82.06	\$ 36,762.88	\$ 77.00	\$ 34,496.00
A1.2	8"x6" MJ Tee	1	Each	\$ 600.00	\$ 600.00	\$ 475.00	\$ 475.00	\$ 1,307.00	\$ 1,307.00	\$ 675.00	\$ 675.00
A1.3	8"x22 1/2" MJ Bend	2	Each	\$ 525.00	\$ 1,050.00	\$ 475.00	\$ 950.00	\$ 1,092.20	\$ 2,184.40	\$ 750.00	\$ 1,500.00
A1.4	8"x45° MJ Bend	8	Each	\$ 550.00	\$ 4,400.00	\$ 475.00	\$ 3,800.00	\$ 1,093.35	\$ 8,746.80	\$ 750.00	\$ 6,000.00
A1.5	8" MJ Gate Valve	1	Each	\$ 1,500.00	\$ 1,500.00	\$ 1,720.00	\$ 1,720.00	\$ 1,759.85	\$ 1,759.85	\$ 1,675.00	\$ 1,675.00
A1.6	Standard Fire Hydrant Assembly	1	Each	\$ 4,250.00	\$ 4,250.00	\$ 4,200.00	\$ 4,200.00	\$ 5,489.00	\$ 5,489.00	\$ 5,500.00	\$ 5,500.00
A1.7	Remove Existing Fire Hydrant Assembly	1	Each	\$ 2,000.00	\$ 2,000.00	\$ 1,875.00	\$ 1,875.00	\$ 3,141.80	\$ 3,141.80	\$ 6,750.00	\$ 6,750.00
A1.8	Connect to Existing Waterline	1	Each	\$ 2,200.00	\$ 2,200.00	\$ 1,850.00	\$ 1,850.00	\$ 4,799.45	\$ 4,799.45	\$ 5,000.00	\$ 5,000.00
A1.9	Connect to Existing Water Service (3/4")	6	Each	\$ 1,100.00	\$ 6,600.00	\$ 950.00	\$ 5,700.00	\$ 1,106.15	\$ 6,636.90	\$ 725.00	\$ 4,350.00
A1.10	Tracer Wire	448	Lin. Ft.	\$ 0.50	\$ 224.00	\$ 0.50	\$ 224.00	\$ 0.35	\$ 156.80	\$ 1.00	\$ 448.00
A1.11	Remove & Replace Concrete Sidewalk	25	Sq. Yds.	\$ 95.00	\$ 2,375.00	\$ 120.00	\$ 3,000.00	\$ 138.55	\$ 3,463.75	\$ 90.00	\$ 2,250.00
A1.12	Flowable Fill	23	Cu. Yds.	\$ 110.00	\$ 2,530.00	\$ 100.00	\$ 2,300.00	\$ 99.76	\$ 2,294.48	\$ 120.00	\$ 2,760.00
Add Alternate #1 Total =				\$	68,049.00	\$	71,790.00	\$	76,743.11	\$	71,404.00
Base Bid + Add Alternate #1 Total =				\$	340,346.50	\$	350,032.50	\$	356,192.53	\$	359,769.00

**BID TABULATIONS (AS READ)**  
**Nelson St. Waterline Improvements**  
**City of Edgerton, KS**  
**Bid Letting January 9, 2018**  
**17-1100L**

				Orr Wyatt Streetscapes		RAB Trenchless Solutions		RMC Rodriguez	
Item #	Description	Quantity	Unit	Unit Price		Unit Price		Unit Price	
Base Bid									
1.	Mobilization	1	LS	\$	18,330.00	\$	18,330.00	\$	5,889.00
2.	Clearing and Grubbing	1	LS	\$	2,150.00	\$	2,150.00	\$	9,022.00
3.	Contractor Construction Staking	1	LS	\$	4,300.00	\$	4,300.00	\$	3,150.00
4.	Traffic Control	1	LS	\$	2,150.00	\$	2,150.00	\$	10,500.00
5.	Seeding	1	LS	\$	535.00	\$	535.00	\$	2,100.00
6.	Erosion Control	1	LS	\$	535.00	\$	535.00	\$	3,519.00
7.	6" Waterline (PVC)(C900)(In Place)	11	Lin. Ft.	\$	70.90	\$	779.90	\$	147.00
8.	8" Waterline (PVC)(C900)(In Place)	4	Lin. Ft.	\$	85.90	\$	343.60	\$	281.00
9.	8" Waterline (PVC)(C900)(Directional Drill)	1,500	Lin. Ft.	\$	96.65	\$	144,975.00	\$	196.00
10.	8"x8" MJ Cross	1	Each	\$	1,690.00	\$	1,690.00	\$	950.00
11.	8"x8" MJ Tee	1	Each	\$	1,290.00	\$	1,290.00	\$	889.00
12.	8"x6" MJ Tee	6	Each	\$	1,290.00	\$	7,740.00	\$	685.00
13.	8"x22 1/2° MJ Bend	6	Each	\$	1,020.00	\$	6,120.00	\$	644.00
14.	8"x45° MJ Bend	6	Each	\$	1,020.00	\$	6,120.00	\$	646.00
15.	6" MJ Gate Valve	2	Each	\$	1,720.00	\$	3,440.00	\$	1,295.00
16.	8" MJ Gate Valve	6	Each	\$	1,930.00	\$	11,580.00	\$	1,560.00
17.	6" MJ Solid Sleeve	1	Each	\$	965.00	\$	965.00	\$	557.00
18.	8" MJ Solid Sleeve	2	Each	\$	965.00	\$	1,930.00	\$	615.00
19.	Standard Fire Hydrant Assembly	4	Each	\$	4,940.00	\$	19,760.00	\$	4,278.00
20.	Remove & Reset Fire Hydrant Assembly	1	Each	\$	2,040.00	\$	2,040.00	\$	2,021.00
21.	Remove Existing Fire Hydrant Assembly	4	Each	\$	1,720.00	\$	6,880.00	\$	706.00
22.	Connect to Existing Waterline	5	Each	\$	3,760.00	\$	18,800.00	\$	4,019.00
23.	Connect to Existing Water Service (3/4")	16	Each	\$	860.00	\$	13,760.00	\$	1,179.00
24.	Connect to Existing Water Service (2")	2	Each	\$	965.00	\$	1,930.00	\$	2,543.00
25.	Tracer Wire	1,515	Lin. Ft.	\$	0.65	\$	984.75	\$	1.00
26.	Remove & Replace Concrete Sidewalk	75	Sq. Yds.	\$	69.80	\$	5,235.00	\$	109.00
27.	Flowable Fill	69	Cu. Yds.	\$	139.60	\$	9,632.40	\$	232.00
Base Bid Total =				\$	293,995.65	\$	299,995.02	\$	450,047.00
Add Alternate #1									
A1.1	8" Waterline (PVC)(C900)(Directional Drill)	448	Lin. Ft.	\$	103.50	\$	46,368.00	\$	196.00
A1.2	8"x6" MJ Tee	1	Each	\$	1,310.00	\$	1,310.00	\$	678.00
A1.3	8"x22 1/2° MJ Bend	2	Each	\$	1,040.00	\$	2,080.00	\$	690.00
A1.4	8"x45° MJ Bend	8	Each	\$	1,040.00	\$	8,320.00	\$	646.00
A1.5	8" MJ Gate Valve	1	Each	\$	1,960.00	\$	1,960.00	\$	1,560.00
A1.6	Standard Fire Hydrant Assembly	1	Each	\$	5,010.00	\$	5,010.00	\$	4,278.00
A1.7	Remove Existing Fire Hydrant Assembly	1	Each	\$	2,070.00	\$	2,070.00	\$	1,929.00
A1.8	Connect to Existing Waterline	1	Each	\$	3,810.00	\$	3,810.00	\$	6,944.00
A1.9	Connect to Existing Water Service (3/4")	6	Each	\$	870.00	\$	5,220.00	\$	1,181.00
A1.10	Tracer Wire	448	Lin. Ft.	\$	0.65	\$	291.20	\$	1.00
A1.11	Remove & Replace Concrete Sidewalk	25	Sq. Yds.	\$	70.80	\$	1,770.00	\$	109.00
A1.12	Flowable Fill	23	Cu. Yds.	\$	141.55	\$	3,255.65	\$	232.00
Add Alternate #1 Total =				\$	81,464.85	\$	81,459.88	\$	125,340.00
Base Bid + Add Alternate #1 Total =				\$	375,460.50	\$	381,454.90	\$	575,387.00



# Nelson Street Waterline Project



— Waterline  
— Project limits

## AGENDA ITEM INFORMATION FORM

**Agenda Item:** Consider Ordinance No. 1074 Amending The Size And Composition Of The Edgerton Planning Commission

**Department:** Community Development

**Background/Description of Item:** Article 8, Section 8.2 (A) of the Uniform Development Code (UDC) states, "There shall be nine regular voting members of the Planning Commission." Due to challenges in filling all nine positions and meeting quorum requirements of a nine-member body, in October 2017 the City Attorney and City Administrator addressed the Planning Commission regarding the possibility of changing the size of the Commission. A nine-member Planning Commission is unusual for cities of the third class and likely difficult to sustain membership for a city of Edgerton's size and Planning Commission case load.

A nine-member body requires a quorum of five. Based on current appointed membership of the Planning Commission (five members), one member absent would cause the cancellation of a meeting. Most cities of the third class have a five-person Planning Commission. Article 8, Section 8.1 (B)(3) was also discussed with the Commission with regards to the residency requirement. A copy of Article 8, Section 8.1 is enclosed with the packet.

At the December 12, 2017 meeting, the Planning Commission held Public Hearing regarding these topics. The consensus amongst the members was that it would bring diversity of opinion and a richness to the Commission if non-Edgerton residents could serve as Commissioners. At the conclusion of the public hearing, the Edgerton Planning Commission recommended the following changes to Article 8 of the UDC and the "Organization and Bylaws of the Planning Commission" be considered by the City Council:

*Reduce the membership to five (5) members, with three (3) members as a quorum, with a maximum of two (2) members from the unincorporated planning area adjacent to Edgerton.*

Included in this packet is the memo from City Attorney to the Planning Commission recommending this change in addition to several other items to bring various sections of the UDC and the PC/BZA bylaws in compliance with the code and state law. In the interest of time, draft Ordinance No. 1074 will only address the number of members of the Planning Commission. However, staff intends to bring forward at a February City Council meeting an additional ordinance to address the other recommendations from City Attorney for City Council consideration.

At time of publication of the packet, the draft ordinance was still be prepared by City Attorney and will be available at the January 25, 2018 City Council meeting.

Enclosure: Article 8 Uniform Development Code  
November 9, 2017 Memo to the Planning Commission from City Attorney

**Recommendation:** Approve Ordinance No. 1074 Amending The Size And Composition Of The Edgerton Planning Commission

**Funding Source:** N/A

Prepared by: Katy Crow, Development Services Director  
Date: January 17, 2018



## **Article 8**

### **Administrative**

### **Authorities, Duties and Procedures**

Section 8.1	Creation of the Planning Commission
Section 8.2	Creation of the Board of Zoning Appeals
Section 8.3	Powers and Responsibilities
Section 8.4	Requirements for Applicants
Section 8.5	Right of Appeal
Section 8.6	Representatives and Agents
Section 8.7	Zoning Administrator

#### **8.1 Creation of the Planning Commission**

**A. Membership.** A Planning Commission is hereby created and appointed by the Governing Body. There shall be nine regular voting members of the Planning Commission. Three additional Planning Commissioners may be appointed as alternates, with voting privileges when regular Planning Commissioners are not present.

**B. Terms and Qualifications.**

1. All regular Commissioners shall be appointed for terms of three years, and each may serve for five (5) consecutive full terms {a temporary, alternate, or replacement term shall not be considered to be a full term}. Commissioners may be appointed again following a one-year waiting period after five (5) regular terms of service.
2. Alternate Commissioners may be appointed for terms of one (1), two (2) or three (3) years, conditional upon current City Council Policy.
3. Regular and alternate Planning Commissioners shall be at least 18 years of age. At least six members of the Planning Commission shall reside in the City of Edgerton.
4. Planning Commissioners may be removed for cause, including, but not limited to, failure to attend meetings, abuse of office, serious conflict of interest and abusive conduct, by a vote of the Governing Body. Any Planning Commissioner removed from office shall have the right to file an appeal, within 14 days of removal, for a full hearing of the matter before the Governing Body.
5. Appointments to fill vacancies of unexpired terms shall be made by the Governing Body.
6. Members shall serve without pay or other compensation except that all members shall be reimbursed for traveling or phone expenses.

**C. Duties of the Planning Commission.**

1. To make or cause to be made a Comprehensive Plan for the City of Edgerton for submission and final decision to the Governing Body. To propose and recommend all revisions and amendments to the Comprehensive Plan to the Governing Body.
2. To conduct all required public hearings, and to decide if hearings should be adjourned from time to time, or conducted at a place, after official notice, more appropriate to the occasion.

## **MEMORANDUM**

**TO:** Planning Commission, City of Edgerton  
**FROM:** Lee Hendricks  
**RE:** Recommendation to Amend and Consolidate Organization and Bylaws of Planning Commission and Board of Zoning Appeals  
**DATE:** November 9, 2017

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### **1. HISTORY**

At your last Planning Commission meeting held on October 10, 2017 the City Administrator and I brought to the Commission's attention an issue with the bylaws of the Planning Commission ("PC") and Board of Zoning Appeals ("BZA"). More specifically we explained that the bodies as they are currently established by ordinance are composed of nine members and three alternates. We discussed that the PC has not had nine members for some time and advised that we felt that a nine member Commission was unnecessary and likely unsustainable, as most cities of the third class have five person PC's. My advice to the PC was for you to recommend that the City Council amend your Unified Development Code to reduce the size of the PC and BZA from nine members to five and eliminate the three person alternate structure. That recommendation was approved by the PC and I intended to propose the same to the City Council at its next meeting.

Upon my review of the Unified Development Code however, I found that there are nearly identical sections establishing the composition, authority and conduct of both the PC and the BZA in two different sections of the Code, one in Article 8 and the other at the end of the Code as Appendices. I say nearly identical because their terms are about 95% the same. Neither the City staff nor I can explain why this issue exists. My concern is that not only are the two code sections seemingly duplicative, but in the few areas that they aren't identical there is conflict which will only confuse an inquiring citizen, commission member or City Attorney.

### **2. RECOMMENDATION**

Given this issue I would recommend to the Commission that it withdraw its prior recommendation and instead broaden its recommended course of action to the City Council. Luckily there is very little in the way of necessary amendments to the substance of the code section. There are only a few items I need you to specifically reference when making your recommendation. I would advise you to make the following recommendations when making your motion:

- Recommend that the City Council agree to allow the City Attorney to consolidate the competing code sections on the composition, authority and conduct of both the PC and the BZA
- Recommend that the City Council approve the reduction of the number of members from nine to five
- Recommend that the City Council agree to remove the three alternate structure of the PC and BZA
- Recommend that the City Council approve that a quorum shall be three members
- Recommend that the City Council allow the City Attorney to amend the language regarding executive session. As the language is currently written on page PC-3, Paragraph (C)(2), the list of possible executive session exceptions is limited when it should include all available executive session exceptions to an open meeting

Lastly, if you look at the "Creation of the Planning Commission" section in Article 8, Section 8.1(B)(3) it states that at least six members of the PC "shall reside in the City of Edgerton". Since we're reducing the overall number of members from nine to five, we need to reduce the number of members who live within the City limits. That number needs to be less than three, so you need to decide how you want to compose your board moving forward and then decide on either two, one or zero members living outside the city limits.

LWH