

**EDGERTON CITY COUNCIL
MEETING AGENDA
CITY HALL, 404 EAST NELSON STREET
July 27, 2023
7:00 P.M.**

Call to Order

1. Roll Call

____ Roberts ____ Longanecker ____ Lewis ____ Beem ____ Lebakken ____ Malloy

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. Approve Minutes from July 13, 2023 Regular City Council Meeting.
5. Approve Final Change Order and Final Acceptance of 207th Grade Separation Project
6. Approve Concurrence To Bid Dwyer Farms – Sanitary Sewer Extension Project

Motion: _____ Second: _____ Vote: _____

Regular Agenda

7. **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.
8. **Public Comments.** The City of Edgerton encourages public participation in local governance issues. To facilitate an efficient and effective meeting, persons wishing to address the City Council must sign-up before the meeting begins. Speakers must provide their name and address for the record and are limited to three (3) minutes. The maximum time limit for all speakers will be thirty (30) minutes. Comments on personnel matters or matters pending before court/other outside tribunals are not permitted. Any comments are for informational purposes only. No action will be taken.

The Mayor may modify these provisions, as necessary. The Mayor may limit any unnecessary, off-topic, or redundant comments or presentations. Speakers should address their comments to City Council members only and should not speak to fellow audience members. City Council members will not engage in a dialogue or debate with speakers. Speakers and audience members should conduct themselves in a civil and respectful manner. Disruptive conduct may result in removal from the meeting.

9. **Introduction of New Hire.** Holly Robertson, CIP Project Manager.

Business Requiring Action

10. **CONSIDER AMENDMENT #2 TO AGREEMENT WITH SWT DESIGN FOR GLENDELL ACRES PARK RENOVATION PROJECT**

Motion: _____ Second: _____ Vote: _____

11. CONSIDER UPDATED SCOPE AND BUDGET FOR THE 2ND STREET RECONSTRUCTION PROJECT.

Motion: _____ Second: _____ Vote: _____

12. CONSIDER CHANGE ORDER #1 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN CITY OF EDGERTON AND RENAISSANCE INFRASTRUCTURE CONSULTING, INC. FOR THE 2ND STREET RECONSTRUCTION PROJECT

Motion: _____ Second: _____ Vote: _____

13. CONSIDER RESOLUTION NO. 07-27-23A AUTHORIZING THE CLOSURE OF A PUBLIC STREET DURING EDGERTON'S GROUNDBREAKING CEREMONY FOR THE GREENSPACE.

Motion: _____ Second: _____ Vote: _____

14. CONSIDER RESOLUTION NO. 07-27-23B AUTHORIZING THE CLOSURE OF CERTAIN PUBLIC STREETS FOR MEAT INFERNO.

Motion: _____ Second: _____ Vote: _____

15. CONSIDER RESOLUTION NO. 07-27-23C FOR TEMPORARY NO PARKING RELATED TO MEAT INFERNO

Motion: _____ Second: _____ Vote: _____

16. CONSIDER RESOLUTION NO. 07-27-23D RECOGNIZING MEAT INFERNO AS A "PUBLIC FESTIVAL" FOR PURPOSES OF THE CITY'S NOISE RESTRICTIONS

Motion: _____ Second: _____ Vote: _____

17. Report by the City Administrator

- 2nd Quarter Community Development Report

18. Report by the Mayor

19. Future Meeting Reminders:

- August 7: Envision Edgerton Open House – 5:00PM-8:00PM
- August 8: Planning Commission – 7:00PM
- August 10: City Council Meeting – 7:00PM
- August 24: City Council Meeting – 7:00PM
- September 12: Planning Commission – 7:00PM
- September 14: City Council Meeting – 7:00PM
- September 28: City Council Meeting – 7:00PM

20. CONSIDER RECESSING INTO EXECUTIVE SESSION PURSUANT TO K.S.A. 75-4319(B(2)) UNDER THE ATTORNEY/CLIENT EXCEPTION TO INCLUDE THE CITY ATTORNEY, CITY ADMINISTRATOR, AND PUBLIC WORKS DIRECTOR

Motion: _____ Second: _____ Vote: _____

21. Adjourn Motion: _____ Second: _____ Vote: _____

EVENTS

July 31: Donuts & Yard Games
August 2: Silver Screen Cinema Club
August 7: Animal Wonders Summer Series
August 7: Envision Edgerton Open House
August 8: Tales for Tots
August 9: Teen Craft – Boondoggle Keychain
August 11: Greenspace Ground Breaking
August 11: Back to School Glow Foam Party
August 16: Senior Lunch and BINGO

City of Edgerton, Kansas
Minutes of City Council Regular Session
July 13, 2023

A Regular Session of the City Council (the Council) was held in the Edgerton City Hall, 404 E. Nelson, Edgerton, Kansas July 13, 2023. The meeting convened at 7:00 PM with Mayor Roberts presiding.

1. ROLL CALL

Clay Longanecker	present
Josh Lewis	absent
Josh Beem	present
Deb Lebakken	present
Bill Malloy	absent

With a quorum present, the meeting commenced.

Staff in attendance:

- City Administrator, Beth Linn
- City Attorney, Lee Hendricks
- City Clerk, Alex Clower
- Assistant City Administrator, Meagan Borth
- Marketing & Communications Manager, Kara Banks
- Public Works Superintendent, Trey Whitaker
- Development Services Director, Zachary Moore
- Finance Director, Karen Kindle

2. WELCOME. Mayor Roberts welcomed all in attendance.

3. PLEDGE OF ALLEGIANCE. All present participated in the 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. Approve Minutes from June 22, 2023 Regular City Council Meeting.

Councilmember Beem moved to approve the Consent Agenda. Councilmember Lebakken seconded the motion. The consent agenda was approved, 3-0.

Regular Agenda

5. Declaration. There were no declarations made.

6. Public Comments.

Beth Gifford, 713 W Meriwood Ln., addressed the council. She stated she is concerned with parking at 8th & Meriwood. She stated the brown house across from hers continues to park cars on both sides of the street, preventing traffic from moving through that area safely. She stated she has tried to speak to the residents, and she is met with resistance and vulgar language. She

stated it's a safety issue and she's at a loss of what to do. She stated she would like to see no parking, there is plenty of room in their driveway for their vehicles they just continually use the street for vehicles that do not move and cause traffic issues. She stated she's not going to call the police every time there's an issue, especially when a long-term solution needs to be addressed.

Councilmember Longanecker stated he's talked to Brad about this issue, and he spoke to the residents who then put the vehicle on jacks. He stated he'd like to find out traffic codes and rules around something like this.

Ms. Gifford stated someone called the police on them awhile ago, made them measure and they're exactly the distance away from the road entrance that's required. She stated she doesn't mind calling the Sheriff but would prefer not to do it every time, they have greater things to be worrying about. She stated they keep their vehicles in their driveway, even when family comes over, they keep their vehicles away from the entrance. She stated they've had an ambulance to their house before, they'd like to see them be able to get there with no issues.

Mayor Roberts stated he'd like staff to look into doing something similar to the no parking that was just approved on 8th Street.

Ms. Linn stated staff will research regulations that apply and work to bring something back for approval.

Ms. Gifford stated she knows this sounds trivial but would appreciate any help she can get.

Councilmember Longanecker stated he deals with this area everyday and understands the problem with traffic and the mess that's caused there.

Mayor Roberts stated his number one concern is public safety and this is a real concern of that.

Mr. Lee Hendricks, City Attorney, asked if the vehicles on the street move daily.

Ms. Gifford stated no, the green vehicle that has been parked in the street has been there for 3-4 weeks, the other cars move daily. She stated she has been in communication with Charlie about the issue.

Ms. Donna White addressed the council. She stated she had spoken with Councilmember Longanecker previously about her issue. She stated on July 4th and the week before, the noise is outrageous. She stated it's also very loud during Frontier Days and there's no way to go to sleep when they continue on into the morning. She stated it sounds like a war zone and there needs to be a noise ordinance passed where people can't go passed 10pm so people can sleep and work the next day.

Mayor Roberts stated fireworks are only legal the 3rd from 10am to 10pm and the 4th from 10am to midnight. He stated this is what's legal, that doesn't mean people follow that and the

Sheriff's Office can and does take action. He stated as far as Frontier Days, they are exempt from the noise ordinance and time frame included in that, this is something approved by the governing body each year.

Councilmember Longanecker stated she's not the first to complain, there have been others.

Ms. White stated she wondered if they couldn't do it in the housing area.

Mayor Roberts stated this may be a little bit of a spoiler alert before Frontier Days presents, but they have been talking about moving the event to Martin Creek Park, at least for next year.

Ms. White stated music is one thing, but the banging of the drums all hours of the night is something else.

Mayor Roberts thanked Ms. White for coming to speak to council, he stated this helps council understand and discuss options when moving forward.

Business Requiring Action

7. CONSIDER ORDINANCE NO. 2140 ADOPTING THE PLANNING COMMISSION'S RECOMMENDATION TO APPROVE A CONDITIONAL USE PERMIT (CU2023-02) ALLOWING A CHILD CARE FACILITY FOR SIX (6) OR MORE PERSONS FOR NEW CITY CHURCH ON THE PROPERTY LOCATED AT 517 MORGAN STREET, EDGERTON, KANSAS.

Mr. Moore stated New City Church has submitted a request to allow for an Early Learning Academy at their church, he stated it is currently zoned R1 which requires a permit to allow this type of facility. He stated planning commission held the Public Hearing in which two people addressed the Planning Commission in support of this. He stated the daycare facility would be open from 6:30am – 5:30pm in the basement of New City Church, which has been previously used as a daycare in years past. He stated staff has reviewed against criteria and recommends approval with stipulations as outlined. He stated the permit is valid for a period of 10 years following date of approval and all state laws pertaining to operating a childcare facility must be followed.

Councilmember Beem stated the information states 6 or more persons, and asked if there is a maximum.

Mr. Moore stated they would have to follow state regulations regarding that and make sure they meet all requirements.

Mayor Roberts stated he would like to thank New City Church for thinking of Edgerton and working hard to get this facility established. He stated he has heard for many years this is a huge need for the community.

With no further questions or comments, Mayor Roberts requested motion to approve Ordinance No. 2140, approving a Conditional Use Permit to allow for Child Care Facility at 517 Morgan Street.

Councilmember Longanecker moved to approve, seconded by Councilmember Lebakken. Ordinance No. 2140 was approved, 3-0.

8. CONSIDER ORDINANCE NO. 2141 AN ORDINANCE RESTATING CHAPTER XI, ARTICLE 7 OF THE MUNICIPAL CODE OF THE CITY OF EDGERTON, KANSAS REGARDING THE REGULATION OF WHEELED DEVICES AND REPEALING ALL OTHER ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH

Ms. Borth addressed the council. She stated the City Attorney prepared the draft ordinance for recommended approval based on the work session held in June where Council discussed the possibility of allowing electric scooters and bikes on certain roadways as well as toy vehicles on sidewalks within city limits. She stated the new ordinance, if approved, would restate the City Code to define certain exceptions as discussed, and approved by Council. She stated those exceptions are included. She stated this ordinance also defines a toy vehicle, as you would buy at a retail store in the toy section that is battery operated and has a maximum speed of 5mph. She stated these cannot be driven in the street, but on residential sidewalks, multi-use paths, and trails, and adults must be present at all times. She stated this ordinance also makes enforcement of the regulations the parent's responsibility, if the operator is not considered an adult, and any violation against this ordinance would be deemed a traffic infraction.

Councilmember Lebakken asked about hover boards.

Ms. Borth stated based on the feedback received at the work session, they are not covered in this ordinance and not permitted at this time.

With no further questions or comments, Mayor Roberts requested motion to approve Ordinance No. 2141, Restating the City Code regarding the regulation of Wheeled Devices.

Councilmember Lebakken moved to approved, seconded by Councilmember Longanecker. Ordinance No. 2141 was approved, 3-0.

Mayor Roberts stated he would like to add an executive session to the agenda.

9. CONSIDER RECESSING INTO EXECUTIVE SESSION PURSUANT TO THE EXCEPTION FOR CONSULTATION WITH AN ATTORNEY DEEMED PRIVILEGED IN THE ATTORNEY-CLIENT RELATIONSHIP FOR THE PURPOSES OF CONTRACT NEGOTIATIONS. (K.S.A. 75-4319(B)(2))

Mayor Roberts stated he would like to recess into executive session pursuant to KSA 75-4319(B)(2) to include City Attorney and City Administrator to discuss contract negotiations for 10 minutes.

Mayor Roberts then requested motion to recess into executive session.

Councilmember Longanecker moved to recess into executive session for 10 minutes, seconded by Councilmember Beem.

The meeting recessed into executive session at 7:24PM, 3-0.

Councilmember Longanecker made motion to return to open session with no action taken, seconded by Councilmember Lebakken.

Open session resumed at 7:34PM, 3-0.

10. CONSIDER AWARD OF CONSTRUCTION OF THE GREENSPACE PROJECT TO COMBES CONSTRUCTION LLC AT \$6,761,000 TO INCLUDE THE BASE BID AND ALTERNATES 1, 2, 4 AND 5

Mayor Roberts requested motion to approve the award of construction to Combes Construction for \$6,761,000 to include alternates 1, 2, 4 and 5 for The Greenspace Project. He stated staff has prepared all information in the council packet.

Councilmember Longanecker moved to approve the motion, seconded by Councilmember Beem. The item was approved, 3-0.

Mayor Roberts stated this is a super exciting and historic moment for Edgerton.

Mr. Bryant Combes with Combes Construction stated they're excited to be apart of it.

Councilmember Longanecker asked if they're local.

Ms. Annie Wallace, Project Coordinator for Combes Construction, stated they are close to Stillwell, Bucyrus area, and they will be using a lot of local subs.

Ms. Linn stated this was a huge step forward in this process, and next on our list will be discussion related to groundbreaking.

Mayor Roberts stated it would be nice to have Council present for that for shovel duty. This is huge impact in a positive way for our community.

11. CONSIDER AGREEMENT BETWEEN CITY OF EDGERTON AND EDGERTON LAND HOLDING COMPANY FOR SNOW DEPOT AGREEMENT

Mr. Moore stated in August 2022, the City sent a letter to NorthPoint Development and The Martz Bros., their snow removal contractor, regarding outside storage of equipment and materials. This letter was issued in response to an ongoing challenge related to winter weather operations in Logistics Park Kansas City (LPKC). The letter temporarily granted exceptions to the outside storage of equipment and materials related to snow removal, which is not permitted in the Edgerton Unified Development Code (UDC), while NorthPoint developed a long-term solution.

He stated NorthPoint previously submitted development applications to permit the construction of a permanent snow depot along 191st Street. These applications were originally intended to be considered at the July 11, 2023 Planning Commission meeting, but continuances are required for their public hearing. He stated since then, an alternative location for the permanent snow depot has been identified by NorthPoint Development that will allow for more appropriate use of land throughout Logistics Park Kansas City (LPKC). The proposed alternative site is west of Waverly Road, and just northwest of the current western terminus of W. 193rd Street, which is a private street.

He stated to ensure that the snow depot is constructed in advance of the 2024 winter season, staff approached NorthPoint with the terms of an Agreement (enclosed), which they are amenable to. He stated the Agreement outlines deadlines for applications such as Final Site Plans, Final Plats, and Building Permits to be submitted, as well as ultimately, the deadline for the Development team to obtain a Certificate of Occupancy from the City.

He stated the draft Agreement is still under review by the City Attorney and City's Economic Development Counsel. Staff would recommend approval of the Agreement pending any changes from these individuals and allow for the Mayor to execute the contract once reviewed.

Councilmember Longanecker stated the City does the streets there and asked if this is for the parking lots.

Ms. Linn stated, correct, they have many acres of parking lots and sidewalks which they are to maintain. She stated they also maintain about 95% of the buildings at the Logistics Park by hiring one company to complete all areas instead of each tenant finding their own. She stated similar to the HOA, on the business side, the tenants pay in to have their facility taken care of.

With no further questions or comments, Mayor Roberts requested motion to approve the agreement pending reviews needed and authorize the Mayor to execute once complete.

Councilmember Lebakken moved to approve, seconded by Councilmember Longanecker. The item was approved, 3-0.

12. Report by the City Administrator

- Envision Edgerton Open House

Mr. Moore stated staff and the Comprehensive Plan Committee have been working hard to draft up an updated Comprehensive Plan since April 2022. He stated they are currently wrapping up stage 3 of the proposed plan, the draft phase. He stated a key component in this phase is the open house for the community. This will be held on August 7th from 5-8pm. He stated this is a very exciting step for the community as this plans out to 2050 and really begins the focus for the next generation of Edgerton residents.

Councilmember Longanecker asked if this can be updated 10 years down the line.

Mr. Moore stated the state requires review to be done at a staff level, annually. He stated significant changes can be adjusted and approved accordingly, but not all changes from review would need to come back to the governing body.

- Discussion Regarding Snow Removal on Private Property in Downtown Edgerton
Ms. Borth stated she researched different city's that do privately owned clearing of sidewalks. She stated out of the 15 or so cities she looked at, none of them do private property clearing. She stated Kansas City, Missouri does it, but it's through a levied tax that pays for it.

Councilmember Longanecker stated it's a questionable topic, but it is private property. He stated maybe this is something the owners should be addressing.

Councilmember Beem asked where are they shoveling the snow now when they clear it.

Ms. Pattie Stuteville stated to the parking area.

Ms. Linn stated she is aware that yes, when the sidewalks are cleared, she would assume it gets plowed into the street and the City plows may end up clearing it. She stated that area of parking lot however is done at a lower priority of the main roadways.

Councilmember Longanecker asked what the ordinance says currently about property owner's responsibility.

Mayor Roberts stated if the City had to enforce, it would be on the owner of the property.

Mr. Hendricks, City Attorney, stated the lease agreement can require certain things, however in this instance, we as the City cannot get in the middle of that nor do we know what their lease says. The city would send notice of violation according to our code. He stated action would be against the owner of the property.

Ms. Linn stated persons are notified of violation with a door hanger. She stated this has been the most efficient way and staff can look at making sure owners are notified for those downtown businesses.

Mr. Hendricks stated by giving notice to property owner, the City has done their due diligence.

Mayor Roberts stated City's priority during a snow event are the major roadways and is the public's safety to and from their destinations. He stated he's not in favor of staff out of the trucks to clear sidewalks but he's willing to look into contract services if that's what council is wanting.

Ms. Stuteville stated she's talking about a little strip of sidewalk. She's seen staff clear the other side of the street.

Mayor Roberts stated the City is responsible because it's adjacent to City property.

Ms. Stuteville stated employees walk that sidewalk everyday to and from City offices. She stated staff clears that little area in front of their offices and asked why they can't come down the sidewalk.

Ms. Linn stated it sets precedence for all the other businesses in town. She stated the City can't say this area is a small so we can do it and not be willing to address the idea of cleaning other businesses like Dee's Mini Mart or Dollar General. She stated she or Veronica are likely the ones from City Hall who clear the sidewalks at City Hall and the parking areas.

Mr. Hendricks stated the key element here is the property across is the responsibility of the City to clear. He stated he understands it sounds like a simple quick fix, however he sees it all too often where people/businesses will come back and say "why not mine". He stated the City has to keep it black and white and keep the rules the same.

Mayor Roberts stated staff in their buildings are responsible for clearing their sidewalks.

Ms. Stuteville stated she's seen the staff members come from down the street and do the sidewalks.

Councilmember Beem asked if the issue is that she cannot do her own sidewalks.

Pattie stated yes.

Councilmember Beem told Pattie to message him later and he will help her figure out how to get it cleared. He stated he's around plowing anyway.

Councilmember Longanecker stated he'd like to research options to what the City has now to put the consequence more so on the owner instead of the tenant and maybe changing it to have less time to fix the issue for businesses.

Councilmember Beem stated it would have to change it across the board for everyone.

Councilmember Longanecker stated some business owners are not going to do it unless they have to, homeowners are not walking down their sidewalks near as much. This would be more so for business aspect.

Mr. Hendricks stated the problem here is to what extent is the City then trying to legislate what should be in someone's lease. He stated if anything, this conversation he would hope this would lead them to ask these types of questions regarding their leases and to make sure it's included in their contract that someone is held responsible. He stated the City however, should not be in the business of designating contracts.

Councilmember Longanecker stated the problem is it's not getting done by anyone even in the time frame given. He stated if it was a harder deadline, maybe they'd have more responsibility to get it done. He stated many times, he as a landlord has to go out and clear sidewalks for his tenants so he's not in violation.

Mr. Hendricks stated staff can revisit timeline, however it's already 48 hours' notice, and that's pretty consistent to surrounding areas. He stated the difficulty too is not every landlord is willing and consistent to take care of a problem before getting to a point of violation.

Councilmember Lebakken stated not everyone is an amazing landlord. She stated she sees this as another way to help protect business owners that rent and residents as well.

Ms. Linn stated the rules would need to be across the board, there are tenants in LPKC who rent from NorthPoint, Dollar General has a very different relationship with their owner. If the rules are changed for some businesses, they have to be changed for all.

Mr. Hendricks stated correct. He stated he understands the issue of this small business, however in the long term of things, there can be a domino effect.

Councilmember Longanecker stated NorthPoint takes care of their problem, and they take care of it without us being involved. He asked, realistically how does that fit with small businesses.

Mr. Hendricks stated parties leasing from NorthPoint have good landlords who likely have it listed in their terms how the property is cared for. He stated the City cannot step in the middle of that. He stated what the City can do is review the time, if the Governing Body feels the 48 hour time frame is too long for everyone, it can be reviewed. If word isn't getting out to landlords and homeowners in that time frame, fines can be assessed.

Councilmember Longanecker stated as a landlord, he feels this is picking on landlords.

Mr. Hendricks stated it's the opposite, they are trying to make it equal across the board.

Mayor Roberts stated if the City just does door hangers right now, he'd like to see a notice sent as follow up to the owner of the property. If those owners want to go take care of the problem, they can. He stated not sure this fixes the problem but it's a start.

Pattie stated this won't fix anything, if a letter is sent to the landlord, she's just going to see her rent goes up and it will take her out of business. She stated this is ridiculous, she came to ask for help to clear a little piece of a sidewalk that City employees walk up and down all day long. She stated it's for their safety too.

Mayor Roberts stated he understands, but from a city perspective it's not just about one tiny section of sidewalk.

Pattie stated bigger businesses can afford help.

Mayor Roberts stated they may be able to, however it's susceptible to all places, why wouldn't they want the same treatment your business is getting.

Pattie stated they don't care, small businesses like hers can't afford it. She stated she's worried about people falling on the sidewalk, but evidently, she cares too much. She stated she cannot physically get out and clear the sidewalk so she's asking for help. She stated it's nice to know what tax dollars are going to.

Councilmember Beem stated Charlie from the museum came last year and asked for help, he was also told to reach out to the community and see if there's any kids willing to make some extra money. He stated as a councilmember, he sees the city's perspective and cannot do it for all. He stated as a person, he's willing to help and told Pattie to reach out to him.

Councilmember Longanecker stated he'd like to have staff research time frames of other cities for notice given and how they handle things like this.

13. Report by the Mayor

- Update from Frontier Days Association regarding Frontier Days 2023

Mr. Nathan Eggleston and Darlene Brown addressed the council and gave copies of messages from Ms. Pattie Stuteville regarding Frontier Days for the council to review. He stated he was blind sided by the reaction of Pattie and her coming to council. He stated he never once said she wasn't able to have a vendor spot for the event, just that she needed to fill out a vendor form prior to a spot being given. He stated Holly and Scott both filled out the forms, Holly just wanted a walkway to her shop, and we did that. He stated he thought they were very accommodating for the shops downtown, Pattie never filled out the form to allow the association to keep track of vendors and costs associated.

Councilmember Beem stated if the rule this year was to fill out forms, then it should have been done.

Mr. Eggleston stated they understand people in the past did not require them, but this year it changed. He stated the spot she was wanting had already been filled because she didn't submit the form in time.

Councilmember Longanecker stated from what he's reading, she just didn't want to fill out a form.

Mr. Eggleston stated correct, he actually then talked to Holly after the conversation shown and she filled out paperwork and they were able to make her area work. He stated Scott came to a meeting and they were both told they were not guaranteed a spot in front of their shops but would get something. He stated last year, there were 3 food trucks, this year there was 6 so there wasn't much space.

Mayor Roberts stated he has interest in allowing the community to participate which includes downtown business, and appreciates they are not charged vendor fees to be apart of it.

Mr. Eggleston stated they do not charge residents either if they want to be a vendor.

Mayor Roberts stated this is a volunteer event and it takes a ton of time and effort. He stated he appreciates all the committee does to keep the event running. He stated he would like to speak to next years event and having it out at the park, council is in favor of helping with cost of fencing and bussing services to the event from downtown.

Councilmember Longanecker asked if they could have gone out a month earlier and reminded them of paperwork needed.

Mr. Eggleston stated they could have, but there was so many last-minute things going on it was hard to keep track of who had turned in paperwork and who hadn't. He stated all information was given to those that asked in a timely manner.

Mayor Roberts asked them to give an update on this year's event.

Mr. Eggleston stated this year was great, there were more food trucks than last year, games that kids loved to play, and the bands were great. He stated he talked to food truck owners and all of them want to come back, they were very happy with the diversity and that not one food truck served the same base food. He stated there was a couple of unhappy vendors that were selling the same thing, however by their contracts they're not supposed to be at the same event. He stated he doesn't have control over seeing their contracts. He stated overall it was a great event. He would like to thank council for sponsoring, the donation from the city is everything for Frontier Days. He stated Brittany Paddock has been a life saver, and all staff that helped at the event. He stated there are many others to thank who help in many different ways for the event, including the Mayor and his guidance, NorthPoint and their donation, New City Church for volunteers and many ideas, and many others for donating their time. He stated next year, they're looking at taking a step back and

seeing about making the event a little smaller and cheaper to save some money. He stated next year, the event will be at Martin Creek Park.

Councilmember Beem asked what the meeting schedule is.

They stated third Wednesday of every month at City Hall, 7PM.

Councilmember Longanecker stated he really likes how New City Church is very pro city. They are really stepping up and are at almost all events in some way.

Mr. Eggleston stated they will try to have church service on Sunday after Frontier Days is done, it's an idea they've had, and we will try to do what we can to help them with that.

Mayor Roberts stated next event is Halloween.

Ms. Brown stated yes, it will be at City Hall, they are in the process of planning that now. She stated more info will come, it is the Sunday before Halloween.

Councilmember Beem asked if they update Facebook throughout the year.

Mr. Eggleston stated they do.

There were no further questions or comments.

Mayor Roberts stated he would like to take a moment to introduce Chief Trig Morley at his first council meeting.

He thanked Mayor for having him. He stated on June 30th, Dennis Meyers retired after 54 years in service. He stated after his retirement he was named as Interim Chief and would like to spend this interim period in the community and continue to work on better interactions with community partners. He stated his goal is to attend a meeting one a month and address any concerns the city or community may have. He stated they are community partners, they are Edgerton's Fire Department. He stated Edgerton is actually unique in that many areas, their stations are in more industrial areas. He stated Edgerton has a neighborhood fire station and the firefighters really love it here. He stated he's happy to be representing in this interim period.

Mayor Roberts stated he appreciates partnerships for many things with the Fire District and he's thankful to Trig for coming tonight to help continue that partnership with the community. He stated they truly are America's heroes today, needed on people's worst days but great to see them out and about in the community on just a normal day.

Trig stated he appreciates being able to come and continue the relationship on a regular basis.

Adjourn

Councilmember Longanecker moved to adjourn, seconded by Councilmember Lebakken. All in favor. The meeting was adjourned at 8:34PM.

Submitted by Alexandria Clower, City Clerk

City Council Action Item

Council Meeting Date: July 27, 2023

Department: Public Works

Agenda Item: Consider Final Change Order and Final Acceptance of 207th Grade Separation Project

Background/Description of Item:

On February 11, 2021, Council awarded the bid for construction of the 207th Street Grade Separation to Pyramid Contractors Inc. for \$7,021,895.00.

On April 27, 2023, City Council reviewed change orders 1 through 6, and approved change orders 7 and 8.

Change order #9 includes the final overrun/underrun of quantities. The final change order is an increase of \$5,152.65, bringing the final contract amount to \$7,599,042.99. Included in the packet is the final change order for specific details of the construction items that get trued up.

ORIGINAL CONTRACT \$ 7,021,895.00				
Change Order Number	Description	Amount	Authority	Previously Approved
1	upgrade in type of concrete for the bridge deck of the 207 th Street Grade Separation	\$ 52,960.00	City Council	Yes
2	change to cement treated base material	\$ (39,887.00)	City Administrator	Yes
3	additional streetlight conduit for a revised light pole location	\$ 3,528.00	City Administrator	Yes
4	road repair services at Co-Op Rd	\$ 5,798.50	City Administrator	Yes
5	temporary striping through the winter	\$ 3,543.75	City Administrator	Yes
6	additional trees planted on the west side of the bridge for screening	\$ 8,820.00	City Administrator	Yes
7	Pyramid Contractors relocate waterline in association with the project area of 8 th and Braun	\$ 182,700.00	City Council	Yes
8	Pyramid Contractors reconstruct the intersection of 8 th and Braun	\$ 354,532.09	City Council	Yes
9-Final	true up of quantities	\$ 5,152.65	City Council	
TOTAL CONTRACT TO DATE WITH CHANGE ORDERS		\$ 7,599,042.99		

During CIP in 2021, Council approved having Pyramid construct and improved intersection of 8th and Braun. The construction of 207th Grade Separation was substantially completed on December 28th of 2021 and the construction of 8th and Braun was substantially completed on July 10th of 2023.

Funding for this project was included in the 2020-2024 Capital Improvement Program, with an overall project cost of \$15,000,000. During the 2023-2027 Capital Improvement Program the

revised project budget is \$12,000,000. The final change order with Pyramid Contractors is within budget. The project expenditures are listed below:

207th Grade Separation	
Design	\$951,017.00
Construction	\$7,599,042.99
Construction Inspection	\$291,063.08
City Engineer	\$70,889.50
Utility Relocation	\$86,638.53
Land Acquisition/ROW/Easements	\$1,157,901.97
Permits	\$60.00
Misc. (Legal, recording fees, etc)	\$30,891.26
Total Expenditures:	\$10,187,504.33

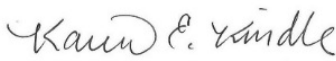
The remaining budget is \$1,812,495.67. There will be a few of the final invoices from City Engineer, Construction Inspection, and possibly KPC Pipeline, which are estimated to be less than \$50,000 and will be accounted for upon receipt, then the remaining dollars of the project budget will be returned to the Public Infrastructure Fund and a recommendation will be brought before Council.

Therefore, it is the recommendation of Staff to approve the Final Change Order and accept the 207th Grade Separation to Pyramid Contractors.

Related Ordinance(s) or Statue(s):

Funding Source: County Assistance Road System (CARS)
Public Infrastructure Fund

Budget Allocated: \$12,000,000

x 

Finance Director Approval: Karen Kindle, Finance Director

Recommendation: Approve Final Change Order for \$5,152.65 to Contract with Pyramid Contractors Incorporated and Approve Final Acceptance for Construction of 207th Grade Separation Project

Enclosed: Final Change Order
Final Pay App
Letter of Recommendation from BG Consultants

Prepared by: Dan Merkh, Public Works Director



795 W. IRONWOOD • OLATHE, KANSAS 66061 • PHONE: (913) 764-6225 • FAX: (913) 764-8695

June 30, 2023

Dan Merkh
City of Edgerton
404 E. Nelson
Edgerton, KS 66021

Project: 207th Street Grade Separation

CHANGE ORDER/FORCE ACCOUNT REQUEST

These changes reflect the final quantity overruns and underruns during construction of the project.

Common Excavation	301.0	CY	\$7.50 /CY	\$2,257.50
Compaction of Earthwork (Type A)(MR5-1)	998.0	CY	\$1.75 /CY	\$1,746.50
Common Excavation (Contractor Furnish)	873.0	CY	\$8.00 /CY	\$6,984.00
Water (Grading)(Set Price)	-1.0	M Gal	\$35.00 /M Gal	(\$35.00)
Water (Lime Treated Subgrade)(Set Price)	-1.0	M Gal	\$35.00 /M Gal	(\$35.00)
Concrete Pavement (6" Uniform)(AE)(Dri	45.0	SY	\$85.00 /SY	\$3,825.00
Storm Sewer (18")(RCP)	-10.0	LF	\$70.00 /LF	(\$700.00)
Storm Sewer (24")(RCP)	10.0	LF	\$75.00 /LF	\$750.00
Storm Sewer (30")(RCP)	5	LF	\$92.00 /LF	\$460.00
Pvmt Mkg (Multi-Component)(Yellow)(4")	90	LF	\$0.65 /LF	\$58.50
Pvmt Mkg (Multi-Component)(White)(4")	22	LF	\$0.65 /LF	\$14.30
Temporary Seeding (APWA)	-0.5	Acre	\$1,000.00 /Acre	(\$500.00)
Permanent Seeding (APWA)	0.3	Acre	\$1,250.00 /Acre	\$375.00
Silt Fence	-6,403.0	LF	\$1.25 /LF	(\$8,003.75)
Erosion Control Blanket (Class 1-Type C)	-4,611.0	SY	\$1.50 /SY	(\$6,916.50)
Temporary Surfacing Material (Aggregate	-246.0	CY	\$45.00 /CY	(\$11,070.00)
Concrete (Grade 4.0)(AE)	4.0	CY	\$525.00 /CY	\$2,100.00
Reinforcing Steel (Grade 60)	-1,343.0	LBS	\$1.30 /LBS	(\$1,745.90)
Piles (Steel)(HP14x89)	18.0	LF	\$101.00 /LF	\$1,818.00
Drilled Shaft (60")(Cased)	18.0	LF	\$975.00 /LF	\$17,550.00
Tree Planting	-6.0	EA	\$630.00 /EA	(\$3,780.00)
TOTAL CHANGE				\$5,152.65


By: Pat Weaver, Project Manager
Pyramid Contractors Inc.


Date

By: Donald Roberts, Mayor
City of Edgerton, KS

Date



An Equal Opportunity Employer



		Contractor's Application for Payment No. 17 - FINAL	
		Application Period: 5/1/23 - 6/30/23	Application Date: 6/30/2023
To (Owner): City of Edgerton, KS	From (Contractor): Pyramid Contractors Inc.	Via (Engineer): BG Consultants, Inc.	
Project: 207th Street Grade Separation	Contract: 207th Street Grade Separation		
Owner's Contract No.:	Contractor's Project No.: 211	Engineer's Project No.:	

**Application For Payment
Change Order Summary**

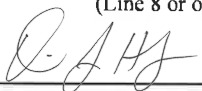
Approved Change Orders		
Number	Additions	Deductions
1-8	\$611,882.34	-\$39,887.00
9	\$5,152.65	
TOTALS	\$617,034.99	-\$39,887.00
NET CHANGE BY CHANGE ORDERS	\$577,147.99	

1. ORIGINAL CONTRACT PRICE.....	\$	\$7,021,895.00
2. Net change by Change Orders.....	\$	\$577,147.99
3. Current Contract Price (Line 1 ± 2).....	\$	\$7,599,042.99
4. TOTAL COMPLETED AND STORED TO DATE (Column I on Progress Estimate).....	\$	\$7,599,042.99
5. RETAINAGE:		
a. X \$7,599,042.99 Total Completed and	\$	
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c).....	\$	\$7,599,042.99
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application).....	\$	\$7,511,651.71
8. AMOUNT DUE THIS APPLICATION.....	\$	\$87,391.29
9. BALANCE TO FINISH, PLUS RETAINAGE (Column K on Progress Estimate + Line 5 above).....	\$	

Contractor's Certification

The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to Owner at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Liens, security interest or encumbrances); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

By: 	Date: 7/6/23

Payment of:	\$	\$87,391.29	(Line 8 or other - attach explanation of the other amount)
is recommended by:		7/10/2023	(Engineer) (Date)
Payment of:	\$		(Line 8 or other - attach explanation of the other amount)
is approved by:			(Owner) (Date)
Approved by:			Funding Agency (if applicable) (Date)

Progress Estimate

Contractor's Application

For (Contract): 207th Street Grade Separation										tion Number: 17 - FINAL		
Application Period: 5/1/23 - 6/30/23										lication Date: 6/30/2023		
A			B		C	D	E	F	G	I	J	K
Bid Item No.	Description	Bid Quantity	Unit	Unit Price	Total	Units Previously Installed	Value Previously Installed	Units Installed This Period	Value Installed This Period	Total Completed and Stored to Date (E+G+H)	% (I/C)	Balance to Finish
1	Mobilization	1	LS	\$ 300,000.00	\$ 300,000.00	1	\$ 300,000.00			\$300,000.00	100.0%	
2	Clearing and Grubbing	1	LS	\$ 35,000.00	\$ 35,000.00	1	\$ 35,000.00			\$35,000.00	100.0%	
3	Removal of Existing Structures	1	LS	\$ 20,000.00	\$ 20,000.00	1	\$ 20,000.00			\$20,000.00	100.0%	
4	Common Excavation	5,239	CY	\$ 7.50	\$ 39,292.50	5540	\$ 41,550.00	-301	-\$2,257.50	\$39,292.50	100.0%	
5	Compaction of Earthwork (Type AA) (MR 0-5)	4,440	CY	\$ 1.75	\$ 7,770.00	4440	\$ 7,770.00			\$7,770.00	100.0%	
6	Compaction of Earthwork (Type A) (MR 5-5)	40,683	CY	\$ 1.75	\$ 71,195.25	41681	\$ 72,941.75	-998	-\$1,746.50	\$71,195.25	100.0%	
7	Common Excavation (Contractor Furnished)	47,847	CY	\$ 8.00	\$ 382,776.00	48720	\$ 389,760.00	-873	-\$6,984.00	\$382,776.00	100.0%	
8	Water (Grading) (Set Price)	1	M.Gal.	\$ 35.00	\$ 35.00		\$ -	1	\$35.00	\$35.00	100.0%	
9	Pavement Removal	6,042	SY	\$ 7.50	\$ 45,315.00	6042	\$ 45,315.00			\$45,315.00	100.0%	
10	Riprap (Light 18") (24')	119	SY	\$ 70.00	\$ 8,330.00	119	\$ 8,330.00			\$8,330.00	100.0%	
11	Concrete Pavement (10" Uniform) (AE) (NRDJ)	8,537	SY	\$ 60.00	\$ 512,220.00	8537	\$ 512,220.00			\$512,220.00	100.0%	
12	Cement Treated Base (4")	10,291	SY	\$ 22.00	\$ 226,402.00	10291	\$ 226,402.00			\$226,402.00	100.0%	
13	Manipulation (Lime Treated Subgrade) (6")	10,291	SY	\$ 5.00	\$ 51,455.00	10291	\$ 51,455.00			\$51,455.00	100.0%	
14	Lime	232	Tons	\$ 305.00	\$ 70,760.00	232	\$ 70,760.00			\$70,760.00	100.0%	
15	Water (Lime Treated Subgrade) (Set Price)	1	M.Gal.	\$ 35.00	\$ 35.00		\$ -	1	\$35.00	\$35.00	100.0%	
16	HMA - Commercial Grade (Class A) (8")	176	Tons	\$ 175.00	\$ 30,800.00	165	\$ 28,875.00	11	\$1,925.00	\$30,800.00	100.0%	
17	Aggregate Base (AB-3) (6")	137	Tons	\$ 35.00	\$ 4,795.00	137	\$ 4,795.00			\$4,795.00	100.0%	
18	Concrete Pavement (6" Uniform) (AE) (Drives)	49	SY	\$ 85.00	\$ 4,165.00	94	\$ 7,990.00	-45	-\$3,825.00	\$4,165.00	100.0%	
19	Surfacing Material (AB-3) (8")	91	Tons	\$ 35.00	\$ 3,185.00	91	\$ 3,185.00			\$3,185.00	100.0%	
20	Sidewalk Const. (6") (AE) (Fiber Reinforced) (10' Path)	2,137	SY	\$ 37.00	\$ 79,069.00	2137	\$ 79,069.00			\$79,069.00	100.0%	
21	Sidewalk Const. (4") (AE) (Fiber Reinforced) (5' Sidewalk)	1,652	SY	\$ 35.00	\$ 57,820.00	1652	\$ 57,820.00			\$57,820.00	100.0%	
22	Sidewalk Ramps	46	SY	\$ 115.00	\$ 5,290.00	46	\$ 5,290.00			\$5,290.00	100.0%	
23	Curb and Gutter (Type CG-1) (APWA)(Mod)	5,892	LF	\$ 22.50	\$ 132,570.00	5892	\$ 132,570.00			\$132,570.00	100.0%	
24	Curb and Gutter (Type CG-1) (APWA)(Special)	54	LF	\$ 50.00	\$ 2,700.00	54	\$ 2,700.00			\$2,700.00	100.0%	
25	Sign (Flat Sheet) (High Performance)	305	SF	\$ 12.00	\$ 3,660.00	305	\$ 3,660.00			\$3,660.00	100.0%	

Bid Item No.	Description	Bid Quantity	Unit	Unit Price	Total	Units Previously Installed	Value Previously Installed	Units Installed This Period	Value Installed This Period	Total Completed and Stored to Date (E+G+H)	% (I/C)	Balance to Finish
26	Sign Post (2" Perforated Square Steel Tube)	416	LF	\$ 10.00	\$ 4,160.00	416	\$ 4,160.00			\$4,160.00	100.0%	
27	Sign Post Footing (2 1/4" Perforated Square Steel Tube)	47	EA	\$ 25.00	\$ 1,175.00	47	\$ 1,175.00			\$1,175.00	100.0%	
28	Sign Post (2 lbs/ft U Steel U Tube)	54	LF	\$ 3.50	\$ 189.00	54	\$ 189.00			\$189.00	100.0%	
29	Object Marker (Type 3)	2	EA	\$ 50.00	\$ 100.00	2	\$ 100.00			\$100.00	100.0%	
30	Object Marker (Type 4)	28	EA	\$ 55.00	\$ 1,540.00	28	\$ 1,540.00			\$1,540.00	100.0%	
31	Concrete Safety Barrier (Type I)	245	LF	\$ 165.00	\$ 40,425.00	245	\$ 40,425.00			\$40,425.00	100.0%	
32	Storm Sewer (15") (RCP)	176	LF	\$ 65.00	\$ 11,440.00	176	\$ 11,440.00			\$11,440.00	100.0%	
33	Storm Sewer (18") (RCP)	424	LF	\$ 70.00	\$ 29,680.00	414	\$ 28,980.00	10	\$700.00	\$29,680.00	100.0%	
34	Storm Sewer (24") (RCP)	790	LF	\$ 75.00	\$ 59,250.00	800	\$ 60,000.00	-10	-\$750.00	\$59,250.00	100.0%	
35	Storm Sewer (30") (RCP)	266	LF	\$ 92.00	\$ 24,472.00	271	\$ 24,932.00	-5	-\$460.00	\$24,472.00	100.0%	
36	Storm Sewer (36") (RCP)	9	LF	\$ 192.00	\$ 1,728.00	9	\$ 1,728.00			\$1,728.00	100.0%	
37	Storm Sewer (30"x19") (RCPHE)	345	LF	\$ 125.00	\$ 43,125.00	345	\$ 43,125.00			\$43,125.00	100.0%	
38	End Section (Type 1) (15") (RC)	3	EA	\$ 895.00	\$ 2,685.00	3	\$ 2,685.00			\$2,685.00	100.0%	
39	End Section (Type 1) (18") (RC)	1	EA	\$ 1,200.00	\$ 1,200.00	1	\$ 1,200.00			\$1,200.00	100.0%	
40	End Section (Type 1) (24") (RC)	2	EA	\$ 1,400.00	\$ 2,800.00	2	\$ 2,800.00			\$2,800.00	100.0%	
41	End Section (Type 1) (36") (RC)	1	EA	\$ 1,800.00	\$ 1,800.00	1	\$ 1,800.00			\$1,800.00	100.0%	
42	End Section (Type 1) (30"x19") (RC)	2	EA	\$ 1,500.00	\$ 3,000.00	2	\$ 3,000.00			\$3,000.00	100.0%	
43	Inlet (Type 2) (6'x4') (APWA)	18	EA	\$ 4,200.00	\$ 75,600.00	18	\$ 75,600.00			\$75,600.00	100.0%	
44	Inlet (Type 2) (6'x5') (APWA)	3	EA	\$ 4,700.00	\$ 14,100.00	3	\$ 14,100.00			\$14,100.00	100.0%	
45	Junction Box (5'x5') (APWA)	1	EA	\$ 4,750.00	\$ 4,750.00	1	\$ 4,750.00			\$4,750.00	100.0%	
46	Pavement Marking (Multi- Component) (Yellow) (4")	7,268	LF	\$ 0.65	\$ 4,724.20	7358	\$ 4,782.70	-90	-\$58.50	\$4,724.20	100.0%	
47	Pavement Marking (Multi- Component) (White) (4")	146	LF	\$ 0.65	\$ 94.90	168	\$ 109.20	-22	-\$14.30	\$94.90	100.0%	
48	Pavement Marking (Intersection Grade) (White) (24")	168	LF	\$ 5.00	\$ 840.00	168	\$ 840.00			\$840.00	100.0%	
49	Pvmnt Mark Symbol (IntersectGrade) (White) (Yield Triangle)	17	EA	\$ 50.00	\$ 850.00	17	\$ 850.00			\$850.00	100.0%	
50	Electrical Lighting System	1	LS	\$ 305,000.00	\$ 305,000.00	1	\$ 305,000.00			\$305,000.00	100.0%	
51	Traffic Control	1	LS	\$ 12,000.00	\$ 12,000.00	1	\$ 12,000.00			\$12,000.00	100.0%	
52	Temporary Seeding (APWA)	1.0	Acre	\$ 1,000.00	\$ 1,000.00	0.5	\$ 500.00	0.5	\$500.00	\$1,000.00	100.0%	
53	Permanent Seeding (APWA)	4.0	Acre	\$ 1,250.00	\$ 5,000.00	4.3	\$ 5,375.00	-0.3	-\$375.00	\$5,000.00	100.0%	
54	Permanent Sodding (APWA)	2,915	SY	\$ 6.50	\$ 18,947.50	2915	\$ 18,947.50			\$18,947.50	100.0%	
55	Silt Fence (APWA)	9,333	LF	\$ 1.25	\$ 11,666.25	2930	\$ 3,662.50	6403	\$8,003.75	\$11,666.25	100.0%	
56	Inlet Protection (APWA)	22	EA	\$ 55.00	\$ 1,210.00	22	\$ 1,210.00			\$1,210.00	100.0%	
57	Construction Entrance (APWA)	3	EA	\$ 2,150.00	\$ 6,450.00	3	\$ 6,450.00			\$6,450.00	100.0%	

Bid Item No.	Description	Bid Quantity	Unit	Unit Price	Total	Units Previously Installed	Value Previously Installed	Units Installed This Period	Value Installed This Period	Total Completed and Stored to Date (E+G+H)	% (I/C)	Balance to Finish
58	Ditch Checks (Rock) (APWA)	10	EA	\$ 200.00	\$ 2,000.00	10	\$ 2,000.00			\$2,000.00	100.0%	
59	Erosion Control Blanket (Class 1 - Type C) (APWA)	5,611	SY	\$ 1.50	\$ 8,416.50	1000	\$ 1,500.00	4611	\$6,916.50	\$8,416.50	100.0%	
60	Temporary Surfacing Material (Aggregate)	447	CY	\$ 45.00	\$ 20,115.00	201	\$ 9,045.00	246	\$11,070.00	\$20,115.00	100.0%	
61	Steel Pipe Fence	1	LS	\$ 22,000.00	\$ 22,000.00	1	\$ 22,000.00			\$22,000.00	100.0%	
62	Contractor Construction Staking	1	LS	\$ 20,000.00	\$ 20,000.00	1	\$ 20,000.00			\$20,000.00	100.0%	
63	End Section (Type 1) (30") (RC)	1	EA	\$ 1,800.00	\$ 1,800.00	1	\$ 1,800.00			\$1,800.00	100.0%	
64	Inlet (Type 1) (4'x4') (APWA)	1	EA	\$ 4,250.00	\$ 4,250.00	1	\$ 4,250.00			\$4,250.00	100.0%	
B1	Class I Excavation	471	CY	\$ 46.00	\$ 21,684.40	471.4	\$ 21,684.40			\$21,684.40	100.0%	
B2	Concrete (Grade 4.0)(AE)(SA)	1,324	CY	\$ 760.00	\$ 1,006,316.00	1324.1	\$ 1,006,316.00			\$1,006,316.00	100.0%	
B3	Concrete (Grade 4.0)(AE)	390.8	CY	\$ 525.00	\$ 205,170.00	394.8	\$ 207,270.00	-4	-\$2,100.00	\$205,170.00	100.0%	
B4	Reinforcing Steel (Grade 60)(Epoxy Coated)	412,754	Lbs.	\$ 1.25	\$ 515,942.50	412754	\$ 515,942.50			\$515,942.50	100.0%	
B5	Reinforcing Steel (Grade 60)	65,885	Lbs.	\$ 1.30	\$ 85,650.50	64542	\$ 83,904.60	1343	\$1,745.90	\$85,650.50	100.0%	
B6	Prestressed Concrete Beams (NU63)	3,252	LF	\$ 355.00	\$ 1,154,460.00	3252	\$ 1,154,460.00			\$1,154,460.00	100.0%	
B7	Piles (Steel)(HP14x89)	468	LF	\$ 101.00	\$ 47,268.00	486	\$ 49,086.00	-18	-\$1,818.00	\$47,268.00	100.0%	
B8	Pre-Drilled Pile Holes	351	LF	\$ 60.00	\$ 21,060.00	351	\$ 21,060.00			\$21,060.00	100.0%	
B9	Bridge Backwall Protection System	160	SY	\$ 45.00	\$ 7,213.50	160.3	\$ 7,213.50			\$7,213.50	100.0%	
B10	Abutment Aggregate Drain	302	CY	\$ 175.00	\$ 52,815.00	301.8	\$ 52,815.00			\$52,815.00	100.0%	
B11	Slope Protrection (Rip Rap Stone)	1,375	CY	\$ 75.00	\$ 103,125.00	1375	\$ 103,125.00			\$103,125.00	100.0%	
B12	Cast Steel Pile Points	18	EA	\$ 175.00	\$ 3,150.00	18	\$ 3,150.00			\$3,150.00	100.0%	
B13	Drilled Shaft (60")(Cased)	206	LF	\$ 975.00	\$ 200,850.00	224	\$ 218,400.00	-18	-\$17,550.00	\$200,850.00	100.0%	
B14	Sonic Test (Drilled Shaft)(Set Price)	1	EA	\$ 1,800.00	\$ 1,800.00	1	\$ 1,800.00			\$1,800.00	100.0%	
B15	Core Hole (Investigative)	97	LF	\$ 60.00	\$ 5,820.00	97	\$ 5,820.00			\$5,820.00	100.0%	
B16	Removal of Existing Structure	1	LS	\$ 15,000.00	\$ 15,000.00	1	\$ 15,000.00			\$15,000.00	100.0%	
B17	Multi-Layer Polymer Concrete Overlay	3,388	SY	\$ 43.00	\$ 145,684.00	3388	\$ 145,684.00			\$145,684.00	100.0%	
B18	Pedestrian Fence (78")	220	LF	\$ 285.00	\$ 62,700.00	220	\$ 62,700.00			\$62,700.00	100.0%	
B19	Pedestrian Fence (30")	875	LF	\$ 165.00	\$ 144,375.00	875	\$ 144,375.00			\$144,375.00	100.0%	
B20	Handrail	2,190	LF	\$ 50.00	\$ 109,500.00	2190	\$ 109,500.00			\$109,500.00	100.0%	
B21	Concrete Pavement (10" Uniform)(AE)(Bridge Approach)	422	SY	\$ 205.00	\$ 86,428.00	421.6	\$ 86,428.00			\$86,428.00	100.0%	
B22	Bridge Approach Slab Footing	68	CY	\$ 245.00	\$ 16,660.00	68	\$ 16,660.00			\$16,660.00	100.0%	
B23	Railroad Protection	1	LS	\$ 145,000.00	\$ 145,000.00	1	\$ 145,000.00			\$145,000.00	100.0%	
					\$ -		\$ -					
		Original Contract Price			\$ 7,021,895.00							

Bid Item No.	Description	Bid Quantity	Unit	Unit Price	Total	Units Previously Installed	Value Previously Installed	Units Installed This Period	Value Installed This Period	Total Completed and Stored to Date (E+G+H)	% (I/C)	Balance to Finish
CHANGE ORDERS:												
B2-CO 1	Change Order #1 - KCMMB Deck Concrete for Item B2	1324	CY	\$ 40.00	\$ 52,960.00	1324	\$ 52,960.00			\$52,960.00	100.0%	
13-CO 2	Change Order #2 - Cement Stabilized Subgrade VE	1	LS	\$ (39,887.00)	\$ (39,887.00)	1	\$ (39,887.00)			-\$39,887.00	100.0%	
50-CO 3	Change Order #3 - Added Lighting Conduit	700	LF	\$ 5.04	\$ 3,528.00	700	\$ 3,528.00			\$3,528.00	100.0%	
16-CO 4	Co-op Driveway Patching	1	LS	\$ 5,798.50	\$ 5,798.50	1	\$ 5,798.50			\$5,798.50	100.0%	
CO 5	Temporary Striping	1	LS	\$ 3,543.75	\$ 3,543.75	1	\$ 3,543.75			\$3,543.75	100.0%	
CO 6	Tree Planting	14	EA	\$ 630.00	\$ 8,820.00	8	\$ 5,040.00	6	\$3,780.00	\$8,820.00	100.0%	
CO 7	8th & Braun Waterline	1	LS	\$ 182,700.00	\$ 182,700.00	1	\$ 182,700.00			\$182,700.00	100.0%	
CO 8	8th & Braun Intersection	1	LS	\$ 354,532.09	\$ 354,532.09	0.9729474	\$ 344,941.08	0.0270526	\$9,591.01	\$354,532.09	100.0%	
CO 9	Final Quantity Adjustments	1	LS	\$ 5,152.65	\$ 5,152.65			1	\$5,152.65	\$5,152.65	100.0%	
Current Contract Price					\$ 7,599,042.99		\$ 7,587,526.98	Totals	\$11,516.01	\$7,599,042.99		

Stored Material Summary

Contractor's Application

For (contract): 207th Street Grade Separation						Application Number: 17 - FINAL				
Application Period: 5/1/23 - 6/30/23						Application Date: 6/30/2023				
A	B	C	D	E		F		G		H
Invoice No.	Shop Drawing Transmittal No.	Bid Item	Materials Description	Stored Previously		Stored this Month		Incorporated in Work		Materials Remaining in Storage (\$) (E + F - G)
				Date (Month/Year)	Amount (\$)	Date (Month/Year)	Amount (\$)	Date (Month/Year)	Amount (\$)	
440002623		B6	Prestressed Concrete Beam (NU63)	5/2021	\$849,649.44			7/2021	\$849,649.44	
9322036727		50	Banner Arms & Flag Holders for Decorative Lights	6/21/2021	\$5,576.00			7/2022	\$5,576.00	
9322260168		50	Roadway Lights/Decorative Breakaway Kits/Anchor Bolts	7/6/2021	\$11,542.00			7/2022	\$11,542.00	
9322588221		50	Arm Fitters & Arms	7/27/2021	\$9,728.00			7/2022	\$9,728.00	
9322613586		50	Breakaway Couplings for Decorative Poles	7/28/2021	\$5,672.00			7/2022	\$5,672.00	
9322771300		50	Decorative Poles	8/6/2021	\$26,000.00			7/2022	\$26,000.00	
9323017417		50	Decorative Fixtures	8/23/2021	\$16,792.00			7/2022	\$16,792.00	
Totals					\$924,959.44				\$924,959.44	

Progress Estimate

Contractor's Application

[illegible]

Progress Estimate

Contractor's Application

For (Contract): 8th & Braun Intersection										Application Number: 2 - FINAL			
Application Period: 5/1/23 - 6/30/23										Application Date: 6/30/2023			
A		B			C	D	E	F	G	H	I	J	K
Bid Item No.	Description	Bid Quantity	Unit	Unit Price	Total	Units Previously Installed	Value Previously Installed	Units Installed This Period	Value Installed This Period	Materials Presently Stored (not in G)	Total Completed and Stored to Date (E+G+H)	% (I/C)	Balance to Finish
1	Contractor Construction Staking	1.0	LS	\$ 3,500.00	\$ 3,500.00	1	\$ 3,500.00				\$3,500.00	100.0%	
2	Mobilization	1.0	LS	\$ 50,000.00	\$ 50,000.00	1	\$ 50,000.00				\$50,000.00	100.0%	
3	Temporary Erosion Control	1.0	LS	\$ 3,000.00	\$ 3,000.00	1	\$ 3,000.00				\$3,000.00	100.0%	
4	Clearing and Grubbing	1.0	LS	\$ 10,000.00	\$ 10,000.00	1	\$ 10,000.00				\$10,000.00	100.0%	
5	Removal of Existing Structures	1.0	LS	\$ 10,000.00	\$ 10,000.00	1	\$ 10,000.00				\$10,000.00	100.0%	
6	Common Excavation	1.0	LS	\$ 21,153.75	\$ 21,153.75	1	\$ 21,153.75				\$21,153.75	100.0%	
7	Flowable Fill	114.0	LF	\$ 70.00	\$ 7,980.00	114	\$ 7,980.00				\$7,980.00	100.0%	
8	Aggregate Base/Surfacing (AB-3) (6")	99.3	SY	\$ 27.00	\$ 2,681.10	99.3	\$ 2,681.10				\$2,681.10	100.0%	
9	Aggregate Base (AB-3) (8")	1,520.8	SY	\$ 15.55	\$ 23,648.44	1520.8	\$ 23,648.44				\$23,648.44	100.0%	
10	Geogrid	1,520.8	SY	\$ 6.00	\$ 9,124.80	1520.8	\$ 9,124.80				\$9,124.80	100.0%	
11	Traffic Control	1.0	LS	\$ 35,000.00	\$ 35,000.00	1	\$ 35,000.00				\$35,000.00	100.0%	
12	Pavement Marking (Multi-Component) (White) (4")	693.0	LF	\$ 4.80	\$ 3,326.40	693	\$ 3,326.40				\$3,326.40	100.0%	
13	Pavement Marking (Multi-Component) (White) (6")	79.0	LF	\$ 7.20	\$ 568.80	79	\$ 568.80				\$568.80	100.0%	
14	Pavement Marking (Multi-Component) (Yellow) (4")	656.0	LF	\$ 4.80	\$ 3,148.80	656	\$ 3,148.80				\$3,148.80	100.0%	
15	Pavement Marking (Intersection Grade) (White) (24")	79.0	LF	\$ 24.00	\$ 1,896.00	79	\$ 1,896.00				\$1,896.00	100.0%	
16	Pavement Marking Symbol (Intersection Grade) (Right Arrow)	1.0	EA	\$ 420.00	\$ 420.00	1	\$ 420.00				\$420.00	100.0%	
17	Permanent Signing	1.0	LS	\$ 4,200.00	\$ 4,200.00	1	\$ 4,200.00				\$4,200.00	100.0%	
18	Asphalt Pavement (8")	71.9	SY	\$ 93.06	\$ 6,691.01		\$ -	71.9	\$6,691.01		\$6,691.01	100.0%	
19	Concrete Pavement (6" Uniform) (AE) (Drives)	45.9	SY	\$ 88.00	\$ 4,039.20	45.9	\$ 4,039.20				\$4,039.20	100.0%	
20	Concrete Pavement (11" Uniform) (AE) (NRDJ) (KCMMB)	1,471.3	SY	\$ 73.45	\$ 108,066.99	1471.3	\$ 108,066.99				\$108,066.99	100.0%	
21	Storm Sewer (12") (RCP)	17.3	LF	\$ 122.00	\$ 2,110.60	17.3	\$ 2,110.60				\$2,110.60	100.0%	
22	Storm Sewer (18") (RCP)	19.5	LF	\$ 70.00	\$ 1,365.00	19.5	\$ 1,365.00				\$1,365.00	100.0%	
23	Storm Sewer (24") (RCP)	46.0	LF	\$ 133.00	\$ 6,118.00	46	\$ 6,118.00				\$6,118.00	100.0%	
24	Storm Sewer (29"x45") (RCHEP)	43.5	LF	\$ 270.00	\$ 11,745.00	43.5	\$ 11,745.00				\$11,745.00	100.0%	
25	End Section (12") (RC)	2.0	EA	\$ 1,100.00	\$ 2,200.00	2	\$ 2,200.00				\$2,200.00	100.0%	
26	End Section (12") (RC)	2.0	EA	\$ 1,200.00	\$ 2,400.00	2	\$ 2,400.00				\$2,400.00	100.0%	
27	End Section (12") (RC)	2.0	EA	\$ 1,600.00	\$ 3,200.00	2	\$ 3,200.00				\$3,200.00	100.0%	
28	End Section (12") (RC)	2.0	EA	\$ 2,700.00	\$ 5,400.00	2	\$ 5,400.00				\$5,400.00	100.0%	
29	Silt Fence (APWA)	332.0	LF	\$ 1.35	\$ 448.20	332	\$ 448.20				\$448.20	100.0%	
30	Ditch Checks (Rock) (APWA)	4.0	EA	\$ 200.00	\$ 800.00	4	\$ 800.00				\$800.00	100.0%	
31	Concrete Washout	1.0	EA	\$ 5,000.00	\$ 5,000.00	1	\$ 5,000.00				\$5,000.00	100.0%	
32	Temporary Seeding (APWA)	1.0	LS	\$ 2,400.00	\$ 2,400.00	1	\$ 2,400.00				\$2,400.00	100.0%	
33	Permanent Seeding (APWA)	1.0	LS	\$ 2,900.00	\$ 2,900.00		\$ -	1	\$2,900.00		\$2,900.00	100.0%	
					\$ -		\$ -						
		Original Contract Price			\$ 354,532.09								
CHANGE ORDERS:													

[illegible]

Dan Merkh

From: Jon Carlson <jon.carlson@bgcons.com>
Sent: Saturday, July 22, 2023 10:17 AM
To: Dan Merkh
Cc: David Hamby
Subject: 207th Street Grade Separation Final Acceptance
Attachments: Substantial Completion Dates.pdf

Dan,

To the best of my knowledge, Pyramid Construction Inc. has completed all items of work on the 207th Grade Separation and the 8th & Braun Intersection project that was added to the original contract. The project was completed to the general conformance of the plans and specifications approved by the City of Edgerton. Substantial completion for the 207th Grade Separation is noted as December 28, 2021 and for the 8th & Braun intersection as July 10, 2023. Please note the attachments with dates used for substantial completion of each section of the project.

Permanent Seeding needs to be completed in the Fall Seeding season for the 8th & Braun project. This will be a warranty item for the contractor to complete.

This project can be formally accepted by the City of Edgerton, Kansas at your discretion.

Respectfully submitted,

Jon Carlson

Senior Construction Observer



1405 Wakarusa Drive | Lawrence, KS 66049
O: 785.749.4474 x 2102 | 785.727.7663 (Direct)
Web: www.bgcons.com | [Map](#) | [Email](#)

This message, including attachments, may contain confidential and legally privileged information intended solely for the intended recipient. If you are not the intended recipient, please notify the sender and do not take any action based on the information and do not disclose, store or distribute the information to any third party. Nothing in this email shall be construed as a legally binding contract or offer to contract unless expressly written. BG Consultants, Inc. accepts no liability for the information contained in this email or for the consequences of any action taken unless the information is expressly confirmed as a representation of the company.

City Council Action Item

Council Meeting Date: July 27, 2023

Department: Public Works

Agenda Item: Consider Concurrence to Bid Dwyer Farms – Sanitary Sewer Extension Project

Background/Description of Item:

On August 11, 2022, Edgerton City Council approved the recommendation of the Planning Commission to approve an application for a Planned Unit Development (PUD) for Dwyer Farms.

On September 22, 2022, City Council approved the contract with BG Consultants for the design of the project.

The scope of this portion of the project includes the installation of sanitary sewer pipe to serve the development project of Dwyer Farms. Future scope of the Project will include additional upgrades at the Edgerton Wastewater Lift Station.

At a future council meeting, staff will provide the results for the bidding process.

For this project, staff anticipates the bidding schedule as follows: (subject to change due to working with outside parties, ie. BNSF and KPC)

- Advertisement for Bidding: August to October 2023
- Bid Opening: October 2023
- Award Bid: November 2023
- Construction to Begin: Spring of 2024
- Construction Complete: December 2024

Funding for this project is anticipated to be initially funded through Kansas Department of Health and Environment (KDHE) State Revolving Loan Fund. Long-term funding source will be Rural Housing Incentive District (RHID).

Related Ordinance(s) or Statute(s):

Funding Source: KDHE State Revolving Loan Fund (short-term) and Rural Housing Incentive District (RHID) (long-term)

Budget Allocated: \$3,083,600

Finance Director Approval: x Karen P. Kindle
Karen Kindle, Finance Director

<p>Recommendation: Approve Concurrence to Bid Dwyer Farms – Sanitary Sewer Extension Project.</p>
--

Enclosed: N/A

Prepared by: Dan Merkh, Public Works Director

City Council Action Item

Council Meeting Date: July 27, 2023

Department: Public Works

Agenda Item: Consider Amendment #2 to Agreement With SWT Design for Glendell Acres Park Renovation Project

Background/Description of Item:

On October 24, 2019 City Council approved the 2020-2024 CIP. In the CIP was Glendell Acres Park Renovation Project, with funding identified from the Park Impact Fee.

On November 12, 2020 City Council approved the next iteration of the CIP from 2021-2025 with Glendell Acres Park Renovation Project schedule updating, and no changes to the project cost.

On May 27, 2021 City Council approved the agreement with SWT Design for design services for the renovation of Glendell Acres Park. The initial approval for the agreement with SWT was approved as a not-to-exceed of \$87,780, and the finalized fee was \$66,867. Amendment #1 was for a 3rd party company to complete potholing as required by KPC Pipeline, and this service totaled \$3,956. This increased the contracted amount to \$70,823.

Staff recommends City Council approve Amendment #2 to increase the contract with SWT to \$90,423. This increase is within the original budget. A summary of the Agreement changes below.

		ORIGINAL DESIGN NOT TO EXCEED	\$ 87,780.00		
Change Order Number	Description	Amount	Authority	Previously Approved	
Agreement	Professional Services Agreement	\$ 66,867.00	City Council	Yes	
Amend 1	Third Party Potholing as required by KPC Pipeline	\$ 3,956.00	City Council	Yes	
Amend 2	KPC (Gas) Coordination/Skate Spot/Elect to Pavilion	\$ 19,600.00	City Council		
TOTAL AGREEMENT TO DATE WITH AMENDMENTS		\$ 90,423.00			

Amendment #2 includes additional design services as summarized below. Additional detail is provided in the attachment. Total for Amendment #2 is \$19,600

- **Gas Line Company Coordination** (Completed) – Significantly extended period of time and coordination with KPC. Assisted in quantity and purchasing of protective

matting for construction around KPC infrastructure. Additional time for landscape architects and engineers during gas line review. (\$5,400)

- **Skate Spot** (Completed) – Additional services in response to the City’s request to provide a slab on grade pump track/ hybrid Skate Spot. Includes research, coordination between selected designer and design review, and coordination with City and American Ramp Company on design and purchase process. (\$3,000)
- **Skate Spot** (Future) – Due to Design-Build directly with the Skate Spot additional fee required to coordinate the final skate spot design and its incorporation into final construction documents and bid documents moving forward. This would include meetings, coordination with American Ramp Company and the City. (\$3000)
- **Electrical Service for Pavilion** (Future) – Additional services for City request to provide lighting and potentially WIFI to the pavilion structure. (\$3,200)

The funding source for the project is identified as the Park Impact Fee, by the CIP. The budget for the project listed in the CIP is \$740,867. The project budget from the 2023-2027 CIP is \$740,867. During the 2022 COVID impacts update to CIP projects, staff presented early estimates for the project, as the economy was starting to show steady increases to project costs. This project has components that are specialized, so early estimates were not used to revise the project budget at that time. However, City Council identified the estimate of \$200,000 from the Park Impact Fee to increase the project budget.

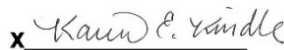
Staff is working with SWT to finalize early estimates to bring forward to Council at a later date.

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

Funding Source: Park Impact Fee

Budget Allocated: \$740,867

Finance Director Approval:

x 
Karen Kindle, Finance Director

Recommendation: Approve Amendment #2 to Agreement With SWT Design for Glendell Acres Park Renovation Project, Pending Approval From City Attorney and City Engineer, Authorizing The Mayor to Execute the Agreement

Enclosed: Amendment #2

Prepared by: Dan Merkh, Public Works Director



Glendell Acres Park Renovation – Add Services Amendment #2 Proposal

June 13, 2023

TO: Dan Merkh, Public Works Director
COMPANY NAME: City of Edgerton
ADDRESS 1: 404 E. Nelson St.
ADDRESS 2: Edgerton, KS 66021
PHONE NUMBER: 913.839.6231

FROM: Lance Klein
PROJECT: Glendell Acres Park Renovations
PROJECT NUMBER: 21174.01.002
SUBJECT: Add Service Proposal #2– Gas Line/Pavilion
Electrical/Skate Spot/Signage

Dan,

In response to the request for electrical service in the pavilion and a skate spot for the park, that was not included in our original scope and we are requesting additional services as outlined below. Along with these additions we are requesting an additional fee based on the extended schedule working with gas line company and coordination related to that effort. This is detailed below along with the associated fees for both completed and anticipated to complete the project.

This is an Amendment to our Professional Services Agreement dated June 4, 2021.

Original Contract Fee: \$ 66,867.00

Amendment #1 (Potholing): \$ 3,956.00

Amendment #2 (Gas/Skate/Elec): \$ 19,600.00

- **Gas Line Company Coordination (Completed)** – The City is aware of the extended period and coordination that was required working with the high-pressure gas line company. This included additional coordination for our civil engineer with them on proposed improvements. In addition, our engineers time coordinating purchase and amount of matting for construction. Additional time includes added meetings for landscape architects and engineers during the extended period during gas line review.
Total cost for Gas Line Coordination \$5,400.00
- **Skate Spot (Completed)** – In response to the City's request to provide a slab on grade pump track/hybrid Skate Spot in the park, SWT is requesting additional services as this was not included in the original scope. This includes, additional time for skate spot research, coordination between selected designer and design review, and coordination with City and American Ramp Company on design and purchase process.
Total cost for land surveying: \$3,000.00
- **Skate Spot (Future)** – With the Skate Spot being contracted as a Design Build effort through The City. SWT requests an additional fee to coordinate the final skate spot design and its incorporation into final construction documents and bid documents moving forward. This would include meetings, coordination with American Ramp Company and the City.
Total cost for land surveying: \$3,000.00
- **Electrical Service for Pavilion (Future)** – In response to the City's request to provide lighting and potentially WIFI to the pavilion structure, SWT is requesting additional services as this was not included in our original scope. This includes electrical engineering from PKMR and additional coordination for utility service. Given information to date regarding WIFI we are not including this in the effort.
Total cost for Electrical Services: \$3,200.00

- **Park Signage (Future)** – It was SWT’s understanding that we would use signage design from the Parks Master Plan for the City of Edgerton and the basis of design for any park signage would be coming from that signage study. The City has requested SWT provide an alternative design for park signage that would be used for Glendell Acres Park and Manor Park. This will include additional design and coordination time for landscape architects and designers. For the fee indicated SWT anticipates to develop a basis of design for the park signage that will consist of an elevation and material callouts and allow signage companies to provide final details and shop drawings for the design. If additional details, specifications, or drawing are needed beyond the the basis of design effort additional service would be needed.

Total cost for Park Signage Services: \$5,000.00

TOTAL Amendment # 2 Fee: \$19,600

WORK NOT INCLUDED

- Structural Engineering
- Permitting and Review Fees
- Architectural Design
- Electrical Engineering, beyond what is indicated in the proposal
- Mechanical Engineering
- Traffic/Signal Engineering
- Multiple Bid Sets
- Community Outreach
- Rebidding and Redesign
- Specialized detailing, specifications, and drawing for signage beyond what is indicated in the proposal

If the foregoing meets with your approval, please indicate this approval by signing the appropriate line below and returning one original for our files. This proposal maybe be considered null and void by SWT if not accepted after 30 days.

Lance Klein, PLA
KC Studio Manager
SWT Design

Signature

Date

Printed Name

Authorizing Signature

Date

City Council Action Item

Council Meeting Date: July 27, 2023

Department: Public Works

Agenda Item: Consider Updated Scope and Budget for the 2nd Street Reconstruction Project.

Background/Description of Item:

On March 23, 2023 the City of Edgerton issued a Request for Qualifications seeking engineering teams for the 2nd Street Reconstruction Project.

On June 8, 2023, City Council approved the design contract with Renaissance Infrastructure Consulting, Inc. for the 2nd Street Reconstruction Project.

The Project scope approved in the CIP includes reconstruction from Nelson Street to the terminus of the Grade Separation project. Approximately 1,350 LF of this roadway is within the County. After discussions with the County, they selected to not participate financially in the project. Staff recommends removing the roadway within unincorporated Johnson County and include the reconstruction of a portion of Edgewood Drive from West 4th Street to East 2nd Street. This segment of Edgewood Drive is approximately 1,300 LF.

This scope revision will require a change order to the contract with Renaissance Infrastructure Consulting, this will be brought before Council immediately following this item.

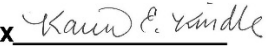
The Project budget included in the 2023-2027 Adopted CIP is \$4,900,500. This budget included \$1,900,500 coming from participating agencies. The entire project budget amount is now proposed to come from the Public Infrastructure Fund. On the Council agenda today is the acceptance of the 207th Grade Separation project. The remaining unused funds for that project is currently \$1,812,495.67, but several invoices have yet to be submitted. Approximately \$1,762,495.67 is available pending the Council approval from today's meeting. Once all invoices are processed for the 207th Grade Separation project the remaining dollars would be available for transfer and a request would be brought before Council at a later meeting.

City staff recommends the revision of the scope of the 2nd Street Reconstruction Project to include the aforementioned segment of Edgewood Drive and the transfer of \$1,762,495.67 from Public Infrastructure Fund to increase the project budget to \$4,762,495.67.

Related Ordinance(s) or Statue(s): N/A

Funding Source: PIF LPKC Phase I, Public Infrastructure Fund

Budget Allocated: \$4,900,500

x 

Finance Director Approval: Karen Kindle, Finance Director

Recommendation: Approve Updated Scope of the 2nd Street Reconstruction Project to include Edgewood Drive (West 4th Street to East 2nd Street) and Revise the Budget for the 2nd Street Reconstruction Project to \$4,762,495.67 and Update Funding Sources.

Enclosed: NA

Prepared by: Dan Merkh, Public Works Director

City Council Action Item

Council Meeting Date: July 27, 2023

Department: Public Works

Agenda Item: Consider Change Order #1 to the Professional Services Agreement Between City of Edgerton and Renaissance Infrastructure Consulting, Inc. for the 2nd Street Reconstruction Project

Background/Description of Item:

On March 23, 2023 the City of Edgerton issued a Request for Qualifications seeking engineering teams for the 2nd Street Reconstruction Project.

On June 8, 2023, City Council approved the design contract with Renaissance Infrastructure Consulting, Inc. for the 2nd Street Reconstruction Project.

Earlier in this meeting, City Council will consider revising the 2nd Street Reconstruction Project to include an updated scope remove the portion of roadway within unincorporated Johnson County and add the reconstruction of a portion of Edgewood Drive from West 4th Street to East 2nd Street.

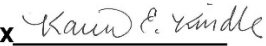
If this revision in scope is approved, staff recommends approving Change Order #1 with Renaissance Infrastructure Consulting to update their Professional Services Agreement for Design Services. The chart below was provided on June 8, 2023. Council previously approved \$523,110 until a decision had been provided by Johnson County. Since the County has elected not to participate financially, staff recommends the subtraction of the County portion (\$116,085) and add of the alternate (\$137,495). This action (Change Order #1) would increase the contracted amount by \$21,410 to a total of \$544,520.

CURRENT PROJECT		
CITY	2 nd Street-Nelson to south City limits	\$ 407,025
JOCO	2 nd Street-County section	\$ 116,085
	TOTAL	\$ 523,110
ALTERNATE		
CITY	Edgewood-2 nd to 4 th	\$ 137,495

Related Ordinance(s) or Statue(s): N/A

Funding Source: PIF LPKC Phase I, Public Infrastructure Fund

Budget Allocated: \$4,762,495.67

x 

Finance Director Approval: Karen Kindle, Finance Director

Recommendation: Approve Change Order #1 in the amount of \$21,410 to the Professional Services Agreement Between City of Edgerton and Renaissance Infrastructure Consulting, Inc. for the 2nd Street Reconstruction Project.

Enclosed: NA

Prepared by: Dan Merkh, Public Works Director

City Council Action Item

Council Meeting Date: July 27, 2023

Department: Public Works

Agenda Item: Consider Resolution No. 07-27-23A Authorizing the Closure of A Public Street During Edgerton's Groundbreaking Ceremony for The Greenspace.

Background/Description of Item:

On July 13, 2023, City Council approved the contract with the contractor Combes Construction, LLC.

On Friday, August 11th, 2023, The City of Edgerton will host a Groundbreaking Ceremony in Downtown Edgerton. The event will have inflatables, live musician, "touch-a-truck", frozen treats, food truck, and more from 6:30 PM to 9:30 PM.

To support this event, City staff is requesting the closure of Nelson Street (between East 4th Street and East 3rd Street) from 5:30 PM – 10:00 PM. The intersections at both East 4th Street/Nelson Street and East 3rd Street/Nelson Street will remain open to traffic.


City staff has reviewed the proposed street closures and does not anticipate any conflicts or issues. City staff will notify the Johnson County Sheriff's Office, Johnson County Fire District 1 and Johnson County Med-Act of the proposed closings.

Related Ordinance(s) or Statue(s):

Funding Source: NA

Budget Allocated: NA

Finance Director Approval:

x 
Karen Kindle, Finance Director

Recommendation: Approve Resolution No. 07-27-23A Authorizing the Closure of A Public Street During Edgerton's Groundbreaking Ceremony for The Greenspace.

Enclosed: Resolution No. 07-27-23A

Prepared by: Holly Robertson, CIP Project Manager

RESOLUTION NO. 07-27-23A

A RESOLUTION APPROVING THE CLOSURE OF A PUBLIC STREET NAMED HEREIN DURING EDGERTON'S GROUNDBREAKING CEREMONY FOR THE GREENSPACE IN 2023.

WHEREAS, the City Council of the City of Edgerton, Kansas wishes to provide successful and safe community events in Edgerton; and

WHEREAS, the City has determined that the closure of a public street would be beneficial to the safety and enjoyment of the Groundbreaking Ceremony for The Greenspace in Edgerton; and

WHEREAS, City staff has reviewed the proposed street closure and does not anticipate any conflicts or issues that would prevent said closure; and

WHEREAS, the following public streets shall be closed to vehicular traffic during the Groundbreaking Ceremony for The Greenspace between 5:30 PM until 10:00 PM on August 11, 2023:

- Nelson Street between East 4th Street and East 3rd Street

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EDGERTON, KANSAS that the City hereby authorizes the closure of the public streets named above for the duration named above for the Groundbreaking Ceremony for The Greenspace.

SECTION ONE: EFFECTIVE DATE

This Resolution shall take effect and be in full force immediately after its adoption by the Governing Body.

ADOPTED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF EDGERTON, KANSAS ON THE 27TH DAY OF JULY, 2023.

ATTEST:

CITY OF EDGERTON, KANSAS

Alexandria Clower, City Clerk

By: _____
Donald Roberts, Mayor

APPROVED AS TO FORM:

Lee W. Hendricks, City Attorney

City Council Action Item

Council Meeting Date: July 27, 2023

Department: Parks and Recreation

Agenda Item: Consider Resolution No. 07-27-23B Authorizing the Closure of Certain Public Streets for Meat Inferno.

Background/Description of Item:

On Friday, October 6th, 2023 and Saturday, October 7th, 2023 the City of Edgerton will host Meat Inferno Barbeque Competition. This is a Kansas City Barbeque Society sanctioned contest. On Friday, there will be food trucks, a live band, street performance, a KidsQ competition, and a one-meat Masters competition. On Saturday, there will be a pancake breakfast from Chris Cakes, the master barbeque teams will compete in four different categories, and local cooks will face-off in the Edgerton Steak Master competition.

To support this event, City staff is requesting the closure of Nelson Street between East 5th Street and East 3rd Street, East Hulett Street between East 4th Street to East 3rd Street, and the closure of East 4th Street between Morgan Street and south to and including the nearest alley that runs from East 4th Street to East 3rd Street behind Edgerton Library from October 6th, 2023 at 8:00 AM until October 7th, 2023 at 6:00 PM.

City staff has reviewed the proposed street closures and does not anticipate any conflicts or issues. City staff will notify surrounding residents who would be affected, the Johnson County Sheriff's Office, Johnson County Fire District 1 and Johnson County Med-Act of the proposed closings.

Related Ordinance(s) or Statue(s): N/A

Funding Source: N/A

Budget Allocated: N/A

Finance Director Approval: N/A

Recommendation: Approve Resolution No. 07-27-23B Authorizing the Closure of Certain Public Streets for Meat Inferno.

Enclosed:

Resolution No. 07-27-23B
No Parking/Street Closure Zone Map

Prepared by:

Brittany Paddock, Recreation Coordinator

RESOLUTION NO. 07-27-23B

A RESOLUTION APPROVING THE CLOSURE OF THE PUBLIC STREETS NAMED HEREIN DURING MEAT INFERNO IN 2023.

WHEREAS, the City has determined that the closure of certain streets would be beneficial to the safety and enjoyment of Meat Inferno; and

WHEREAS, City staff has reviewed the proposed street closures and does not anticipate any conflicts or issues that would prevent said closures; and

WHEREAS, the following public streets shall be closed to vehicular traffic during Meat Inferno between 8:00 AM on October 6, 2023 until 6:00 PM on October 7, 2023:

- Nelson Street between East 5th Street and East 3rd Street
- East Hulett Street between East 4th Street and East 3rd Street
- East 4th Street between Morgan Street and south to and including the nearest alley that runs from East 4th Street to East 3rd Street behind Edgerton Library

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EDGERTON, KANSAS that the City hereby authorizes the closure of the public streets named above for the duration of Meat Inferno in 2023.

SECTION ONE: EFFECTIVE DATE

This Resolution shall take effect and be in full force immediately after its adoption by the Governing Body.

ADOPTED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF EDGERTON, KANSAS ON THE 27TH DAY OF JULY, 2023.

ATTEST:

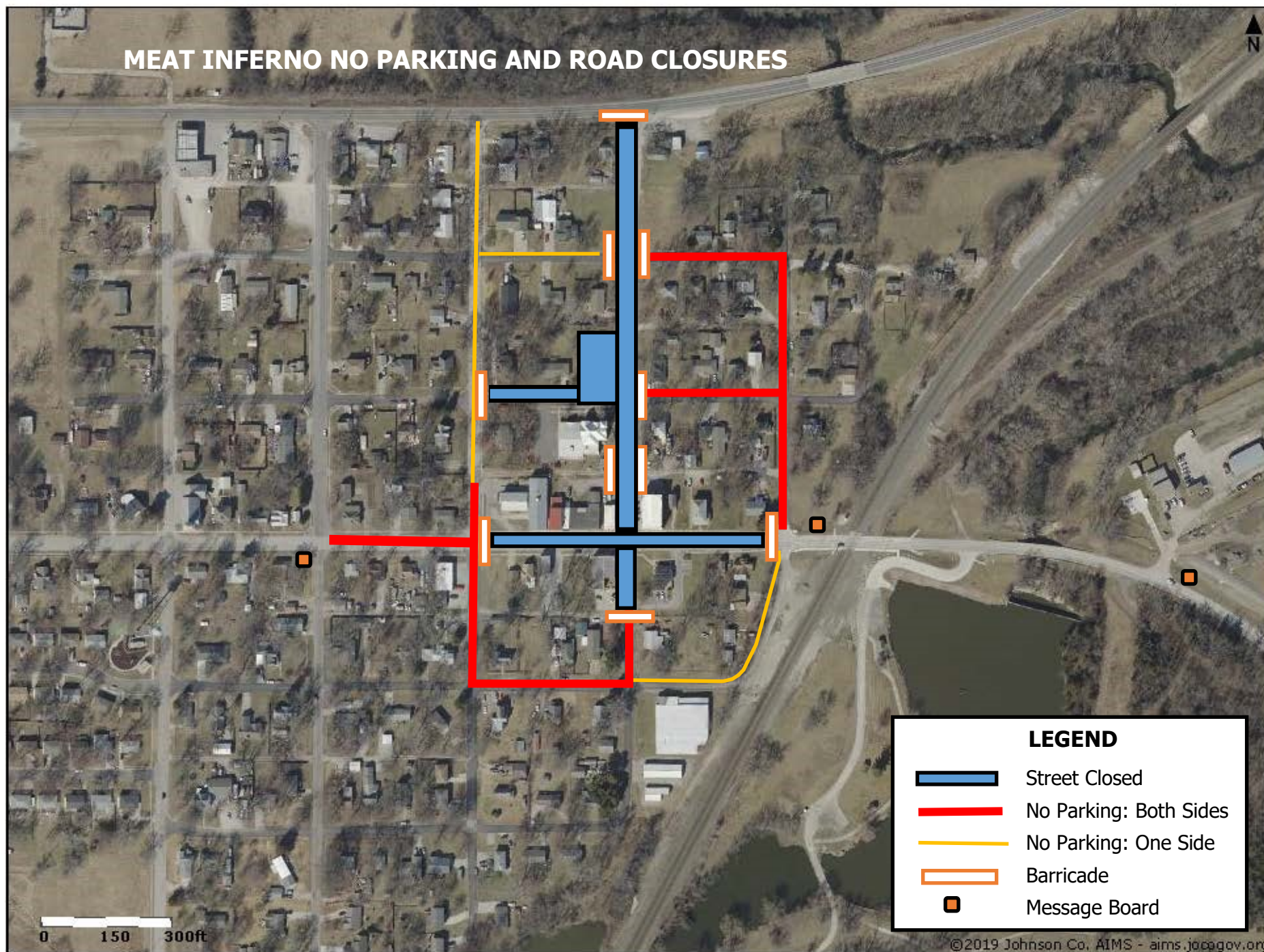
CITY OF EDGERTON, KANSAS

Alexandria Clower, City Clerk

By: _____
Donald Roberts, Mayor

APPROVED AS TO FORM:

Lee W. Hendricks, City Attorney



City Council Action Item

Council Meeting Date: July 27, 2023

Department: Parks and Recreation

Agenda Item: Consider Resolution No. 07-27-23C for Temporary No Parking Related to Meat Inferno

Background/Description of Item:

As part of the 2023 Meat Inferno event, City staff is requesting that parking be prohibited along certain streets during the event in order to help with traffic around the event and protect pedestrian safety.

Staff is requesting that the following streets prohibit parking on Thursday, October 5, 2023 at 12:00 P.M. to Monday, October 9, 2023 at 12:00 P.M. **on both sides:**

1. **East 5th Street:** East McCarty Street to East Nelson Street;
2. **East McCarty Street:** East 4th Street to East 5th Street;
3. **East Hulett Street:** East 4th Street to East 5th Street;
4. **East Nelson Street:** East 2nd Street to East 3rd Street;
5. **East Martin Street:** East 3rd Street to East 4th Street;
6. **East 3rd Street:** East Nelson to East Martin Street;
7. **East 4th Street:** from the alleyway one half block south of East Nelson Street to East Martin Street;
8. **East 3rd Street:** from the alleyway one half block south of East Hulett Street to East Nelson Street.

Staff is further requesting that a no parking zone be created from Thursday, October 5, 2023 at 12:00 P.M. to Monday, October 9, 2023 at 12:00 P.M. **on the side of the street notated** of the following streets:

1. **East side of East 3rd Street:** from 56 Highway (East Morgan Street) south to the alleyway one half block south of East Hulett Street;
2. **West side of 5th Street:** from East Nelson Street to East Martin Street;
3. **North side of East Martin Street:** from East 5th Street to East 4th Street;
4. **North side of East McCarty Street:** from East 3rd Street to East 4th Street.

No parking zones as described above are shown on the enclosed map.

Related Ordinance(s) or Statue(s): n/a

Funding Source: N/A

Budget Allocated: N/A

Finance Director Approval: N/A

Recommendation: Approval of Resolution No. 07-27-23C for Temporary No Parking Related to Meat Inferno
--

Enclosed: Draft Resolution No. 07-27-23C
No Parking Zone/Street Closure Map

Prepared by: Brittany Paddock, Recreation Coordinator

RESOLUTION NO. 07-27-23C

A RESOLUTION OF THE CITY OF EDGERTON, KANSAS, PROVIDING FOR THE CREATION OF TEMPORARY NO PARKING ZONES ON CERTAIN STREETS TO PERMIT THE HOLDING OF MEAT INFERNO 2023

WHEREAS, the Meat Inferno Barbeque Competition will be held in the City of Edgerton on October 6th and October 7th, 2023; and

WHEREAS, Meat Inferno will be held in a central and convenient location for participants and that location will necessitate the creation of no parking zones to allow participants to access and enjoy the event; and

WHEREAS, the creation of temporary no parking zones is necessary to permit the event to be held.

THEREFORE, BE IT RESOLVED by the City Council of Edgerton, Kansas;

That a no parking zone is hereby created from Thursday, October 5, 2023 at 12:00 P.M. to Monday, October 9, 2023 at 12:00 P.M. **on both sides** of the following streets:

1. **East 5th Street:** East McCarty Street to East Nelson Street;
2. **East McCarty Street:** East 4th Street to East 5th Street;
3. **East Hulett Street:** East 4th Street to East 5th Street;
4. **East Nelson Street:** East 2nd Street to East 3rd Street;
5. **East Martin Street:** East 3rd Street to East 4th Street;
6. **East 3rd Street:** East Nelson to East Martin Street;
7. **East 4th Street:** from the alleyway one half block south of East Nelson Street to East Martin Street;
8. **East 3rd Street:** from the alleyway one half block south of East Hulett Street to East Nelson Street.

That a no parking zone is hereby created from Thursday, October 5, 2023 at 12:00 P.M. to Monday, October 9, 2023 at 12:00 P.M. **on the side of the street notated** of the following streets:

1. **East side of East 3rd Street:** from 56 Highway (East Morgan Street) south to the alleyway one half block south of East Hulett Street;
2. **West side of 5th Street:** from East Nelson Street to East Martin Street;
3. **North side of East Martin Street:** from East 5th Street to East 4th Street;
4. **North side of East McCarty Street:** from East 3rd Street to East 4th Street.

PASSED AND APPROVED by the City Council of Edgerton, Kansas on the 27th day of July, 2023.

ATTEST:

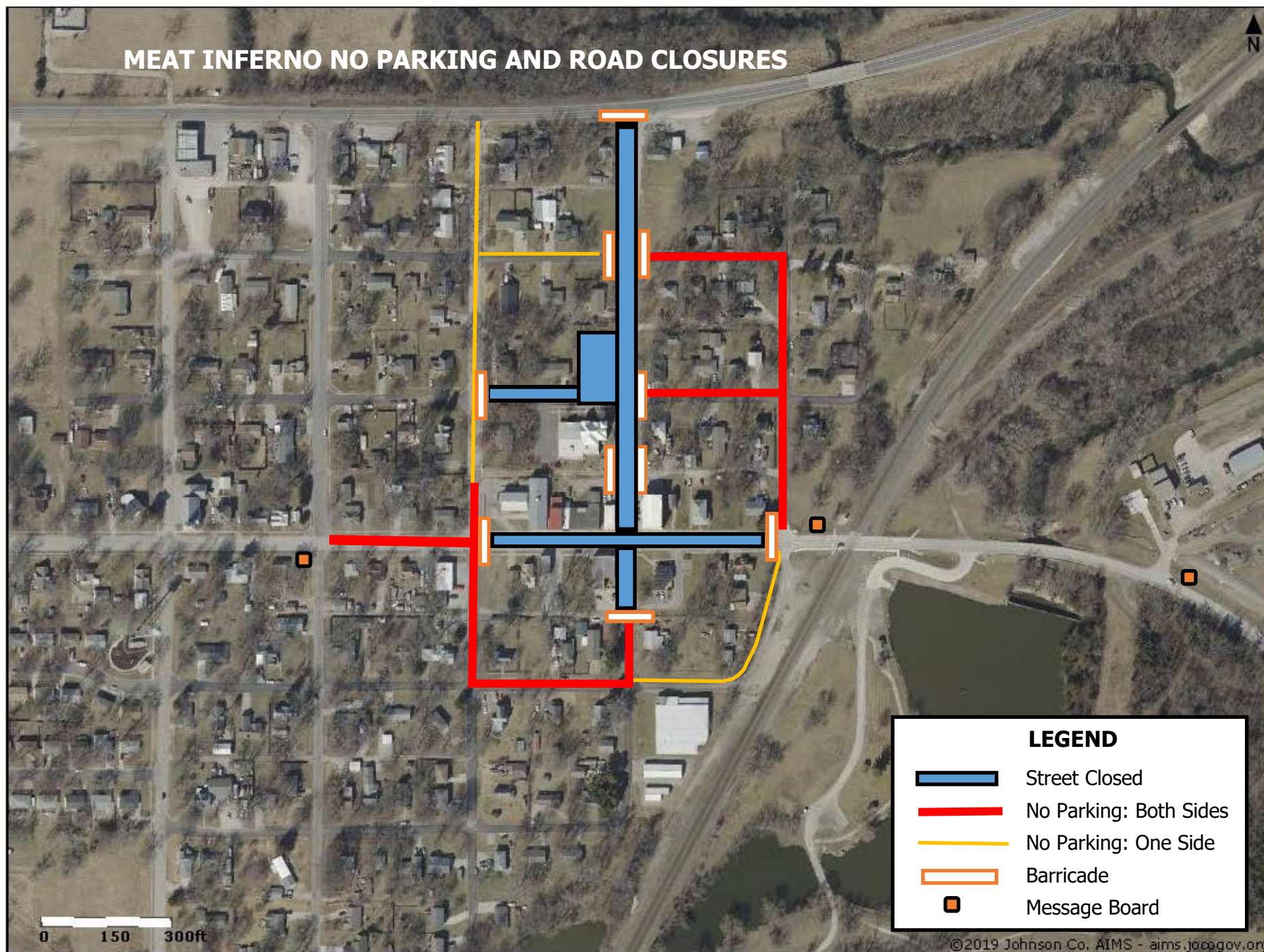
CITY OF EDGERTON, KANSAS

Alexandria Clower, City Clerk

By: _____
Donald Roberts, Mayor

APPROVED AS TO FORM:

Lee W. Hendricks, City Attorney



City Council Action Item

Council Meeting Date: July 27, 2023

Department: Parks and Recreation

Agenda Item: Consider Resolution No. 07-27-23D Recognizing Meat Inferno as a "Public Festival" for Purposes of the City's Noise Restrictions

Background/Description of Item:

Edgerton's Meat Inferno BBQ Competition Event will be held in Downtown Edgerton on October 6th and 7th, 2023. This is a Kansas City Barbeque Society (KCBS) sanctioned event. The City of Edgerton will have Masters teams from across the Kansas City region and surrounding states come to compete in the contest. On Friday October 6th, there will be a KidsQ barbeque competition, food trucks, street performances, and a live band for the community to enjoy. On Saturday, October 7th during the day, we will have a pancake breakfast and an Edgerton Steak Master grilling competition for the community to enjoy. More information about the event can be found at www.meatinferno.com.

Within this resolution is permission to waive the City's noise restrictions on the evening of Friday, October 6, 2023 and during the day on Saturday, October 7, 2023.

Related Ordinance(s) or Statue(s): Article 6 of Chapter XI of the Code of the City of Edgerton

Funding Source: N/A

Budget Allocated: N/A

Finance Director Approval: N/A

Recommendation: Approve Resolution No. 07-27-23D Recognizing Meat Inferno as a "Public Festival" for Purposes of the City's Noise Restrictions

Enclosed: Draft Resolution No. 07-27-23D

Prepared by: Brittany Paddock, Recreation Coordinator

RESOLUTION NO. 07-27-23D

A RESOLUTION RECOGNIZING MEAT INFERNO AS A "PUBLIC FESTIVAL" FOR THE PURPOSES OF THE CITY'S NOISE RESTRICTIONS

WHEREAS, the City Council of the City of Edgerton, Kansas wishes to partner with the Kansas City Barbeque Society to provide a safe and enjoyable Meat Inferno event; and

WHEREAS, Article 6 of Chapter XI of the Code of the City of Edgerton regulates the levels of noise and sound within the City but said regulations do not apply when the governing body recognizes the event where the noise and sound is to occur as a "public festival".

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF EDGERTON, KANSAS, THAT:

SECTION ONE: Meat Inferno a "Public Festival": Meat Inferno is hereby recognized as a public festival and, therefore, the noise restrictions contained within Article 6 of Chapter XI of the Code of the City of Edgerton shall not apply to noise and sounds made or generated by the public festival to be held on October 6 and 7, 2023.

SECTION TWO: Effective Date: This Resolution shall take effect and be in full force immediately after its adoption by the Governing Body.

ADOPTED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF EDGERTON, KANSAS ON THE 27TH DAY OF JULY 2023.

ATTEST:

CITY OF EDGERTON, KANSAS

Alexandria Clower, City Clerk

By: _____
Donald Roberts, Mayor

APPROVED AS TO FORM:

Lee W. Hendricks, City Attorney