

**EDGERTON CITY COUNCIL  
MEETING AGENDA  
CITY HALL, 404 EAST NELSON STREET  
May 12, 2022  
7:00 P.M.**

**Call to Order**

1. **Roll Call** \_\_\_\_\_ Roberts \_\_\_\_\_ Longanecker \_\_\_\_\_ Lewis \_\_\_\_\_ Beem \_\_\_\_\_ Stambaugh
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 April 28, 2022 Regular City Council Meeting
5. Approve Resolution No. 05-12-22A Recognizing the Edgerton Frontier Days as a "Public Festival" for Purposes of the City's Noise Restrictions
6. Approve Resolution No. 05-12-22B for Temporary No Parking Related to Frontier Days
7. Approve Resolution No. 05-12-22C Authorizing Permission To Use Requested City Buildings/Public Spaces, And The Approval Of Additional Service Requests For Edgerton Frontier Days Festival

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

**Regular Agenda**

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.
9. **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.

**Business Requiring Action**

10. **PUBLIC HEARING FOR RESOLUTION NO. 05-12-22D TEMPORARILY WAIVING CITY PROHIBITION AS TO THE SALE AND CONSUMPTION OF ALCOHOLIC LIQUOR ON CERTAIN PUBLIC PROPERTY**

**11. CONSIDER RESOLUTION NO. 05-12-22D TEMPORARILY WAIVING CITY PROHIBITION AS TO THE SALE AND CONSUMPTION OF ALCOHOLIC LIQUOR ON CERTAIN PUBLIC PROPERTY**

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

**12. CONSIDER RESOLUTION NO. 05-12-22E AUTHORIZING SPECIAL EVENT PERMIT FOR SALE AND CONSUMPTION OF ALCOHOLIC LIQUOR ON CERTAIN PUBLIC PROPERTY WITHIN THE CITY OF EDGERTON, KANSAS**

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

**13. PUBLIC HEARING FOR 1<sup>ST</sup> & HULETT SANITARY SEWER PROJECT APPLICATION TO JOHNSON COUNTY FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING FOR 2023**

**14. CONSIDER SUBMITTAL OF 1<sup>ST</sup> & HULETT SANITARY SEWER PROJECT APPLICATION TO JOHNSON COUNTY FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING FOR 2023**

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

**15. Report by the City Administrator**

- 2022 Street Preservation Program
- Report on 1st & Meriwood Stormwater Repairs Project

**16. Report by the Mayor**

**17. Future Meeting Reminders:**

- May 26<sup>th</sup>: Joint Planning Commission & City Council Work Session – 6:00PM
- May 26<sup>th</sup>: City Council Meeting – 7:00PM
- June 9<sup>th</sup>: City Council Meeting – 7:00PM
- June 14<sup>th</sup>: Planning Commission – 7:00PM
- June 23<sup>rd</sup>: City Council Meeting – 7:00PM
- July 7<sup>th</sup>: City Council 2023 Budget Work Session – 7:00PM
- July 12<sup>th</sup>: Planning Commission – 7:00PM
- July 14<sup>th</sup>: City Council Meeting – 7:00PM
- July 28<sup>th</sup>: City Council Meeting – 7:00PM

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

**EVENTS**

May 13-14<sup>th</sup>: Cyclones In The Outfield and Cruise-In  
May 14<sup>th</sup>: City-Wide Garage Sale  
May 18<sup>th</sup>: Senior Lunch & BINGO  
May 21<sup>st</sup>: City-Wide Clean-Up  
May 21<sup>st</sup>: Family Beginner Yoga  
May 23<sup>rd</sup>: California Roll Sushi Class  
May 25<sup>th</sup>: Senior Trip: Museum of Toys & Miniatures  
May 30<sup>th</sup>: City Hall Closed for Memorial Day

**City of Edgerton, Kansas**  
**Minutes of City Council Regular Session**  
**April 28, 2022**

A Regular Session of the City Council (the Council) was held in the Edgerton City Hall, 404 E. Nelson, Edgerton, Kansas on April 28, 2022. The meeting convened at 7:00 PM with Mayor Roberts presiding.

**1. ROLL CALL**

Clay Longanecker	present
Josh Lewis	present
Josh Beem	absent
Jody Brown	present
Josie Stambaugh	present

With a quorum present, the meeting commenced.

Staff in attendance:

- City Administrator, Beth Linn
- City Attorney, Lee Hendricks
- City Clerk, Alex Clower
- Public Works Director, Dan Merkh
- Public Works Superintendent, Trey Whitaker
- CIP Manager, Brian Stanley
- Accountant, Justin Vermillion
- Development Services Director, Katy Crow
- Marketing & Communications Manager, Kara Banks

**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 April 14, 2022 Regular City Council Meeting
5. Approve Application FP2021-05, Final Plat for Edgerton Crossing Located at the Southwest Corner of 199th Street and Homestead Lane, Edgerton, Kansas

Councilmember Longanecker moved to approve the consent agenda, seconded by Councilmember Brown. The consent agenda was approved, 4-0.

**Regular Agenda**

6. **Declaration.** There were no declarations made.

**7. Public Comments.**

Tim Gates with Agnes Gate Realty, representative for the Alsup Property, stated he is very happy that the application for the final plat was approved. He stated he appreciates this project coming to Edgerton and he is excited to see the growth it will bring.

There were no further comments.

Mayor Roberts invited Mr. Merkh to introduce the City's new hire, Brian Adkinson.

Mr. Merkh stated he is happy to welcome Mr. Adkinson to the Edgerton team. He invited Mr. Adkinson to introduce himself to the Governing Body.

Mr. Adkinson stated he enjoys hiking, fishing, forging, hunting and really anything outdoors. He stated he is looking forward to working with everyone and enjoys it so far.

Mayor Roberts asked what he did prior to this job.

He stated he was a welder.

Mayor Roberts and the Councilmembers welcomed Brian to the team.

**8. Presentation.** Results from the 2022 Citizen Survey.

Ms. Kara Banks, Marketing and Communications Manager, introduced Mr. Ryan Murray with ETC Institute to present the 2022 Citizen Survey. She stated a packet with the full results and comments from the community were given to Council at their seats.

Mr. Murray addressed the Council. He gave an overview of the company's work for national and international local governments. He stated ETC completes about 100 surveys a year and has clients in 49 states. He stated the purpose of the survey is to objectively assess resident satisfaction and measure trends from previous surveys. He stated the data pulled will allow the city to be compared not only to the surrounding area but also nationally. He stated the results can help determine priorities for the community based on the interest of the residents. He stated it was a little bit of a struggle to receive the 200 surveys needed this year, but it was accomplished with nearly 1/3 of all households responding.

He read through the results with the Governing Body and noted a few advantages and disadvantages. Some notable increases since 2018/2020 include the overall quality of Public Safety. He stated many cities struggled in this area nationwide over the past couple of years.

He stated the survey asked residents what city issues should receive the most emphasis over the next two years. He stated the results show most would like to see overall maintenance of streets, buildings, and facilities. He stated it was also shown that the top priorities for investment include recreation programming. He stated these results align with some of the biggest communities in America.

He stated communication and general satisfaction are correlated. 75% of residents use the City newsletter as their primary source of information about the City.

He summarized the results, stating the city is performing really well and has weathered the pandemic. He stated Edgerton is setting the standard nationally for communities of this size and would make a great case study and example to other communities to invest in this type of work.

Councilmember Stambaugh asked if the responses from the community will be available for everyone to read.

Ms. Linn stated the plan is to put them on the website following the council meeting.

Mayor Roberts stated when the city first looked at starting surveys, they did so in hopes to improve the community based on the wants of the residents. He stated he believes the city is continuing to accomplish this goal. He stated council's goals often align with the survey results and there will be a future meeting where these results will be in hand to help determine projects and improvements for the city.

There were no further questions or comments.

**Business Requiring Action**

**9. CONSIDER THE 2021 AUDIT OF FINANCIAL STATEMENTS AS PRESENTED BY  
VARNEY & ASSOCIATES**

Mr. Justin Vermillion, Accountant, addressed the Council. He stated the City has completed their financial audit and in doing so worked with April Swartz and her team at Varney & Associates. He stated Ms. Swartz will walk the Governing Body through the report and answer any questions they may have.

Ms. April Swartz addressed the Council. She stated this audit was a clean audit, like in years past. She praised Finance Director Karen Kindle and Mr. Vermillion for their work in preparation for the audit.

She stated each member of the Governing Body was given a copy of the financial statement with the auditor's report and supplementary information. She stated the first item is a required letter that states the responsibility lays with the Council and staff and the job of the auditors is to issue an opinion. She stated this letter also states that Edgerton reports under the KMAAG model, which is similar to how a person would balance their own account, start with a beginning balance for the year and then account for everything, what's taken in, what's spent out and what's left over. She stated the city does not track fixed assets, etc. She stated there were no issues or concerns, and this year's audit was a clean audit.

She stated the next document, the bound book, is the financial statement with supplemental information.

She stated the first three pages are the auditor's report which shows Edgerton reported everything to standard and it was an accepted and clean audit for the 2021. She stated the

following few pages are the financial statements and notes for each, showing all funds. She stated there were no violations of any kind, but there is one fund that shows a negative dollar amount. She explained that would normally be considered a violation but because this is a CID fund, it is an exception. She stated this gives information on cash and investments for the City, KPERS, long term debt, etc. She stated Edgerton does a fantastic job and is more thorough than most other cities because everything is explained in detail. She stated she would like to note, there is a summary of long-term debt which includes, GO Bonds, HRR Bonds, Note Purchase Agreements, etc. which shows how the City started the year and how they ended it based on these types of accounts. She stated the City is also required to report any outstanding capital projects, which includes the authorizations for the project and expenditures to date for each.

She stated in all cases, the city is under budget.

She stated the contract with their firm is year-round, so if there are ever any questions from the Governing Body or staff about how to read these reports, they are welcome to reach out with those questions.

Mayor Roberts asked how Edgerton compares to the surrounding cities and cities of the same population.

Ms. Swartz stated when she first bid on Edgerton, she thought because of the size, it would be easy work. She stated she was blown away by the amount of work. She stated the record keeping is impeccable and Edgerton is outstanding, adding that nobody has any idea how much Edgerton really does.

Councilmember Stambaugh asked what the payoff date is for LPKC.

Ms. Linn asked for clarification.

Mayor Roberts asked if she was inquiring about IRBs.

Ms. Linn stated the date does not move; it is based on individual buildings. She explained as each building gets approved, the abatements last for 10 years. She stated the first building will come fully on the tax rolls in 2025.

Councilmember Stambaugh stated Edgerton will not see benefits then until 2025.

Ms. Linn stated the City receives benefits and has seen benefits every year since the first building was built because of the payment in lieu of taxes, or PILOT payments. She added there has been revenue every year. She stated the first time a building is full on the tax rolls will be in 2025.

With no further questions or comments, Mayor Roberts requested a motion to accept the 2021 Audit of Financial Statements.

Councilmember Brown moved to approve the motion, seconded by Councilmember Lewis. The motion was approved, 4-0.

**10. CONSIDER RESOLUTION NO. 04-28-22A APPROVING A FIVE-YEAR CITY/COUNTY STREET IMPROVEMENT PROGRAM 2023-2027**

Mr. Dan Merkh addressed the Council. He stated each year, cities in Johnson County are invited to submit projects through the County Assistance Road System (CARS) Program. He stated the program provides funds to the cities of Johnson County to construct and maintain their major arterial roadways.

He stated using a scoring system, the county selects and allocates funds. The county pays 50% of the project's construction and inspection costs. He stated cities are responsible for design, right-of-way, and utility relocation costs. He stated types of projects eligible for the program are capacity improvements, major maintenance, system management, bridge rehabilitation or replacement, and route enhancements.

He stated prior to LPKC, the City of Edgerton frequently did not participate in the CARS program due to the local match requirement to receive funding. He stated with new sources of revenue available from LPKC and surrounding development, the City has identified potential projects to be submitted for consideration of the next annual 5-year CARS program. He stated staff is working with the city engineer to provide detailed project cost estimates and scopes for these projects. While these projects are not yet funded in the 2023-2027 CIP, staff recommends submitting them now for consideration while additional funding sources are considered.

He stated these projects for approval include East 2<sup>nd</sup> Street from East Nelson to Co-Op road, slated for 2024 and East 4<sup>th</sup> Street to East 3<sup>rd</sup> Street slated for 2026. He stated for 2022-2023 the City will conduct traffic counts on several roadways within the city limits. This effort is to ensure that the roadway network within the City is classified correctly in relation to parameters of the CARS Program. These roadways include East 2<sup>nd</sup> Street: 56 Highway (East Morgan Street) to South City Limits; Homestead Ln: I35 to West 191<sup>st</sup> Street; West 191<sup>st</sup> Street: Four Corners Road to East City Limits; and Waverly Road: 196<sup>th</sup> Street to 181<sup>st</sup> Street.

He stated a map is included in the packet which references the locations mentioned.

Mayor Roberts stated the city frequently did not participate in CARS projects due to the matching funds requirement. He stated because of LPKC and the revenue the city receives, projects of this magnitude are available to improve the community.

With no questions or comments, Mayor Roberts requested a motion to approve Resolution No. 04-28-22A, approving a 5-Year City/County Street Improvement Program.

Councilmember Longanecker moved to approve Resolution No. 04-28-22A, seconded by Councilmember Lewis. The motion was approved, 4-0.

#### **11. Report by the City Administrator**

- 2021/2022 Winter Weather Recap

Mr. Merkh stated in this winter season, the city saw a total of 9 winter events. He stated in total there was about 22 inches of snowfall, with 3 snow events declared. He stated staff time was just over 600 total hours plowing and treating the roads, averaging 88 hours of staff time per event. He stated there were two major storms and this year crews had to contend with snowpack more frequently. He stated this primarily happened at LPKC due to the amount of liquid participation prior to snowfall and the higher truck traffic volumes seen at the Logistics Park.

There were no questions or comments from the governing body.

- Community Development First Quarter Report

Ms. Katy Crow presented the first quarterly report for community development. She stated community development consists of building, planning, code enforcement and animal control. She read over the report provided to the governing body in their agenda packet.

There were no questions or comments from the governing body.

Ms. Linn stated she would like to add a few items to the agenda.

She invited the City Clerk to speak regarding the city's KMIT score and scheduled Biometric screening for city employees.

Ms. Clower stated the city recently had the annual their annual safety audit by KMIT, the city's Workers Compensation provider. This audit consisted of a safety walkthrough of a city facility showcasing proper safety measures in place for employees. She stated this year, the city received a score of 100% and in turn, the city receives a 5% decrease on their premium.

She stated the city also received a free biometric screening because of staff participation in a health challenge in February. She stated this biometric screening will be held in Community Hall on June 8<sup>th</sup> for employees of the city at no cost.

Ms. Linn stated she would like to bring an item forward related to the Personnel Policy and the addition of an On-Call Policy.

She stated the city currently does not compensate on-call employees. The City is required to respond to emergencies 24/7. Since 2017, the City has utilized an on-call rotation to provide after-hours coverage for service. Employees who are on-call must maintain a 30-minute response time and remain fit for duty throughout the duration of their on-call period. Currently, those employees do not receive extra compensation during their on-call rotation period. She stated to better assist the City in both retaining and recruiting high quality team members, staff is recommending a new On-Call Policy be added to the City's Personnel Rules and Regulations. This policy outlines the requirements for response time and fit to work, but also includes gratuitous compensation for the employee serving in on-call capacity. She stated the compensation would be at a set rate, regardless of position, excluding those that are on an

exempt status. She stated this compensation rate is listed as Monday-Friday, \$50/day; Saturday-Sunday, \$100/day; City Observed Holiday, \$100/day; and City Holiday, \$150/day. The time which an employee is on-call is not considered work time, so any compensation for it is considered gratuitous by the city. She stated the remaining details are provided in the draft On-Call Policy provided to the governing body.

Mayor Roberts asked Ms. Linn to describe the personnel that are on call.

Ms. Linn stated Public Works employees are in an on-call rotation for Maintenance 1 and 2 positions and currently, the city does not compensate for time to carry the phone. She stated most other cities do offer compensation.

Councilmember Brown asked how it would work if a person is called in to work for 16 hours.

Ms. Linn stated this policy is just to carry the phone, so the employee will be paid their overtime rate when working the call.

Councilmember Lewis asked if there are staff members that live outside the 30-minute area.

Ms. Linn stated the 30-minute response time is the time in which a phone call should be returned and the person on call beginning to respond to the site, if needed.

Councilmember Stambaugh asked if this aligns with other cities policies.

Mr. Merkh stated in a broad spectrum, yes. Various cities handle on-call policies differently; some are based on extra hours for the individual and others are based on a base pay amount. He stated in general the overall impact is the same.

Councilmember Stambaugh asked if this was just for hourly employees.

Mr. Merkh stated yes, this would just be for hourly employees.

Mayor Roberts stated he likes this option because everyone across the board gets the same amount and it is structured weekly vs. weekend and holiday vs. recognized holiday.

Ms. Linn stated from an admin/payroll perspective, listing it as a specific dollar amount is much simpler.

Councilmember Brown stated this is a good start.

With no further question or comments, Mayor Roberts requested a motion to approve the amendment to the personnel policy section D-7 On-Call Policy.

Councilmember Longanecker moved to approve the motion, seconded by Councilmember Stambaugh. The motion was approved, 4-0.

Mayor Roberts stated he appreciates all staff but very much appreciates the staff who go out on calls at 2am and work until the job is done. He stated he hopes this approval of the policy shows their appreciation for them.

#### **12. Report by the Mayor**

Mayor Roberts stated he received an email today from Rhonda Humble, the publisher of the Gardner News, which stated May 1<sup>st</sup>, 2022 would be her last day at the paper as she looks forward to her retirement.

He read the email from Rhonda.

He stated he appreciates Rhonda and all she has done over the years, as well as her honesty and integrity through all the changes and events in and around Edgerton. He wished her well on her new adventures as she retires.

Mayor Roberts stated he has had conversations with several property owners over the years regarding litter along roads. He stated the Kansas Department of Transportation offers a program called Sponsor-A-Highway. He stated they would handle everything needed to have persons come out to clean the area(s) designated 12 times a year. The city would pay about \$6,000 a year for this program.

He stated he recently had a resident contact him about the litter on 56 Highway. He stated he sees this area as a good spot to start this program. He stated this is not budgeted, but there are funds available. He stated this is also within the budget authority of the City Administrator, but he is bringing this before Council so they are aware, and they can check to see if there is a difference once it is implemented. He stated if there were a noticeable difference, he would like to see implementation of this at other entrance points to the city.

#### **13. Future Meeting Reminders:**

- May 10<sup>th</sup>: Planning Commission – 7:00PM
- May 12<sup>th</sup>: City Council Meeting – 7:00PM
- May 26<sup>th</sup>: Joint Planning Commission & City Council Work Session – 6:00PM
- May 26<sup>th</sup>: City Council Meeting – 7:00PM
- June 9<sup>th</sup>: City Council Meeting – 7:00PM
- June 14<sup>th</sup>: Planning Commission – 7:00PM
- June 23<sup>rd</sup>: City Council Meeting – 7:00PM

#### New Business Added:

- 14. 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 add the above-mentioned executive session to the agenda and does not expect motions to be taken after reconvening of the open meeting. He stated he does, however, have one more item after the executive session has concluded.

Mayor Roberts stated, "I will entertain a motion for the City Council to recess into executive session to discuss contract negotiations. The justification for such executive session is for a consultation with the City Attorney, which is deemed privileged in an attorney-client relationship (K.S.A. 75-4319B(2)). Present in the executive session will be the Governing Body and the following staff members: City Administrator Beth Linn, City Attorney Lee Hendricks, and Public Works Director, Dan Merkh. The executive session will last 10 minutes once the room is cleared. The open meeting will resume in the Council Chambers."

Councilmember Lewis moved to recess into executive session pursuant to K.S.A 75-4319(B)(2) for the purpose of contract negotiations. Councilmember Longanecker seconded the motion. The meeting recessed into executive session at 8:35 PM, 4-0.

Councilmember Brown moved to return to open session with no action taken. Councilmember Longanecker seconded the motion. Open session resumed at 8:45 PM, 4-0.

Mayor Roberts stated he had one more item to discuss.

He received a letter from Councilmember Brown. He stated this letter was dated today and addressed to the Mayor, Councilmembers, Staff and Edgerton Citizens.

Councilmember Brown wrote in this letter that he will resign from Edgerton City Council effective at the conclusion of this meeting. He wrote after 34 years of calling Edgerton their home, they will be moving to a new home outside of city limits. He wrote it has been a privilege and honor to serve on this council and serve the residents of Edgerton.

Mayor Roberts publicly thanked Councilmember Brown, stating he appreciates him as a friend and as a public servant. The Mayor added Mr. Brown is a fine, upstanding and honorable person and wishes him the best in his future endeavors.

Councilmember Brown stated it has been a privilege and honor to serve this community.

Mayor Roberts stated as in the past, he has gone to Planning Commission to backfill this position. He stated he will be attending a meeting coming up to ask for volunteers, and if there are no volunteers, he will open it up to the public. He stated the person would serve until the term of the previous seated councilmember expires.

Councilmember Stambaugh stated she had been in contact with the previous city clerk and wanted to verify that it was normal city policy here and in the surrounding areas, that the seat be offered to the person with the next highest number of votes.

Mr. Lee Hendricks, City Attorney, stated that is not a statutory requirement. He stated it may be how other cities choose replacements, but there is no legal obligation to do so. He stated the

mayor makes a recommendation to the Governing Body and they can approve or deny said recommendation.

#### **15. Adjourn**

Councilmember Brown moved to adjourn, seconded by Councilmember Lewis. All in favor. The meeting was adjourned at 8:49 PM.

Submitted by Alexandria Clower, City Clerk

DRAFT



**EDGERTON**  
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## City Council Action Item

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**Council Meeting Date:** May 12, 2022

**Department:** Parks and Recreation

### **Agenda Item: Consider Resolution No. 05-12-22A Recognizing the Edgerton Frontier Days as a "Public Festival" for Purposes of the City's Noise Restrictions**

**Background/Description of Item:**

The Edgerton community celebrates its heritage with the annual Frontier Days celebration. Since 1971, this event has brought the town together through carnival, craft, sports, music, and parade. This year's event will take place Friday, June 17th-Saturday, June 18th. Full schedule of details may be found at the event website at [edgertonfrontierdays.com](http://edgertonfrontierdays.com). The event is put on each year by the Edgerton Frontier Days Association.

Within this resolution is permission to waive the City's noise restrictions on the evenings of Friday, June 17, 2022 and Saturday, June 18, 2022.

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

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**Funding Source:** N/A

**Budget Allocated:** N/A

**Finance Director Approval:** N/A

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### **Recommendation: Approve Resolution 05-12-22A Recognizing the Edgerton Frontier Days as a "Public Festival" for Purposes of the City's Noise Restrictions**

**Enclosed:** Draft Resolution 05-12-22A

**Prepared by:** Brittany Paddock, Recreation Coordinator

**RESOLUTION NO. 05-12-22A**

**A RESOLUTION RECOGNIZING EDGERTON FRONTIER DAYS 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 Edgerton Frontier Days Association to provide a safe and enjoyable Edgerton Frontier Days; 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: Edgerton Frontier Days a "Public Festival":** Edgerton Frontier Days 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 June 17 and 18, 2022.

**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 12TH DAY OF MAY 2022.

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

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**Council Meeting Date:** May 12, 2022

**Department:** Parks and Recreation

### **Agenda Item: Consider Resolution No. 05-12-22B for Temporary No Parking Related to Frontier Days**

**Background/Description of Item:**

As part of the 2022 annual Edgerton Frontier Days festival, City staff is requesting that parking be prohibited along certain streets during the festival in order to help with traffic around the event and protect pedestrian safety.

Staff is requesting that the following streets be closed to parking on Thursday, June 16, 2022 at 4:00 P.M. to Sunday, June 19, 2022 at 4:00 P.M. **on both sides:**

1. **East 5<sup>th</sup> Street:** East McCarty Street to East Nelson Street;
2. **East McCarty Street:** East 4<sup>th</sup> Street to East 5<sup>th</sup> Street;
3. **East Nelson Street:** East 2<sup>nd</sup> Street to East 3<sup>rd</sup> Street;
4. **East Martin Street:** East 3<sup>rd</sup> Street to East 4<sup>th</sup> Street;
5. **East 3<sup>rd</sup> Street:** East Nelson to East Martin Street;
6. **East 4<sup>th</sup> Street:** from the alleyway one half block south of East Nelson Street to East Martin Street;
7. **East 3<sup>rd</sup> 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, June 16, 2022 at 4:00 P.M. to Sunday, June 19, 2022 at 4:00 P.M. **on the side of the street notated** of the following streets:

1. **East side of East 3<sup>rd</sup> Street:** from 56 Highway (East Morgan Street) south to the alleyway one half block south of East Hulett Street;
2. **West side of 5<sup>th</sup> Street:** from East Nelson Street to East Martin Street;
3. **North side of East Martin Street:** from East 5<sup>th</sup> Street to East 4<sup>th</sup> Street;
4. **North side of East Hulett Street:** from East 3<sup>rd</sup> Street to East 5<sup>th</sup> Street, excluding that portion of East Hulett Street which shall be closed completely for the carnival.

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

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**Funding Source:** N/A

**Budget Allocated:** N/A

**Finance Director Approval:** N/A

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<b>Recommendation: Approval of Resolution No. 05-12-22B for Temporary No Parking Related to Frontier Days</b>
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**Enclosed:** Draft Resolution No. 05-12-22B  
No Parking Zone Map

**Prepared by:** Brittany Paddock, Recreation Coordinator

## **RESOLUTION 05-12-22B**

### **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 FRONTIER DAYS 2022**

**WHEREAS**, the annual Frontier Days festival will be held in the City of Edgerton on June 17<sup>th</sup> and June 18<sup>th</sup>, 2022; and

**WHEREAS**, Frontier Days 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 festival to be held.

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

That a no parking zone is hereby created from Thursday, June 16, 2021 at 4:00 P.M. to Sunday, June 19, 2021 at 4:00 P.M. **on both sides** of the following streets:

1. East 5<sup>th</sup> Street, from East McCarty Street to East Nelson Street;
2. East McCarty Street, from East 4<sup>th</sup> Street to East 5<sup>th</sup> Street;
3. East Nelson Street, from East 2<sup>nd</sup> Street to East 3<sup>rd</sup> Street;
4. East Martin Street, from East 3<sup>rd</sup> Street to East 4<sup>th</sup> Street;
5. East 3<sup>rd</sup> Street, from East Nelson to East Martin Street;
6. East 4<sup>th</sup> Street from the alleyway one half block south of East Nelson Street to East Martin Street;
7. East 3<sup>rd</sup> 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, June 16, 2022 at 4:00 P.M. to Sunday, June 19, 2022 at 4:00 P.M. **on the side of the street notated** of the following streets:

1. The east side of East 3<sup>rd</sup> Street, from 56 Highway (East Morgan Street) south to the alleyway one half block south of East Hulett Street;
2. The west side of 5<sup>th</sup> Street, from East Nelson Street to East Martin Street;
3. The north side of East Martin Street, from East 5<sup>th</sup> Street to East 4<sup>th</sup> Street;
4. The north side of East Hulett Street, from East 3<sup>rd</sup> Street to East 5<sup>th</sup> Street, excluding that portion of East Hulett Street which shall be closed completely for the carnival.

PASSED AND APPROVED by the City Council of Edgerton, Kansas on the 12<sup>th</sup> day of May, 2022.

ATTEST:

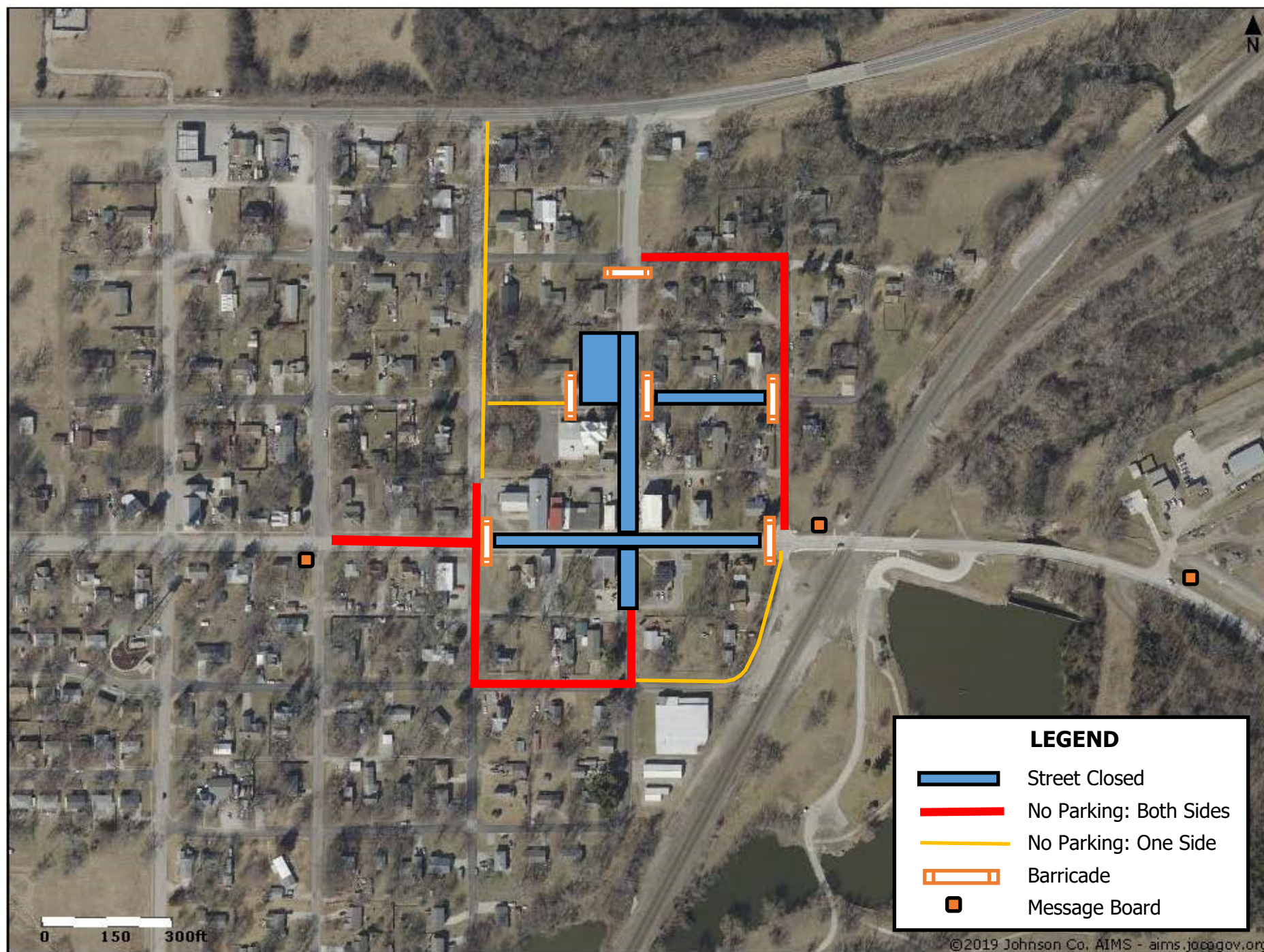
CITY OF EDGERTON, KANSAS

\_\_\_\_\_  
Alexandria Clower, City Clerk

By: \_\_\_\_\_  
Donald Roberts, Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
Lee W. Hendricks, City Attorney



## City Council Action Item

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**Council Meeting Date:** May 12, 2022

**Department:** Parks and Recreation

### **Agenda Item: Consider Resolution No. 05-12-22C Authorizing Permission to Use Requested City Buildings/Public Spaces and the Approval of Additional Service Requests During Edgerton Frontier Days**

**Background/Description of Item:** The Edgerton community celebrates its heritage with the annual Frontier Days celebration. Since 1971, this event has brought the town together through carnival, craft, sports, music, and parade. This year's event will take place Friday, June 17th-Saturday, June 18th. Full schedule of details may be found at the event website at [edgertonfrontierdays.com](http://edgertonfrontierdays.com). The event is put on each year by the Edgerton Frontier Days Association.

Similar to recent years, the Edgerton Frontier Days Association has made requests to use certain city facilities/public spaces. Below is a summary of those requests. Additionally, please find enclosed a draft resolution to approve those requests.

#### **Use of City Facilities/Public Spaces**

The Edgerton Frontier Days Committee has requested permission to use the following City Facilities/Public Spaces during the time of the festival:

- Downtown Greenspace;
- City Offices at 312 E Nelson;
- City Hall at 404 East Nelson (outside of normal city business hours)
- Garage located at 305 E. Nelson;
- Property on 312 E. Martin;
- Downtown Maintenance shop beginning Monday, June 13th at 8:00 AM.

#### **Additional Service Requests**

The Edgerton Frontier Days Committee has requested the following additional Service Requests to support the festival:

- City to order event dumpsters and trash bins for the festival days;
- City to barricade closed streets

City staff has reviewed the facility/public space use requests, and other service requests and does not anticipate any conflicts or issues.

City staff recommends approving all requests pending submission/proof of the following:

- Special Event Permit
- Certificate of Insurance for Edgerton Frontier Days with the City of Edgerton additionally insured
- Certificate of Insurance for each Vendor with the City of Edgerton additionally insured

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

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**Funding Source:** N/A

**Budget Allocated:** N/A

**Finance Director Approval:** N/A

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**Recommendation: Approve Resolution No. 05-12-22C Authorizing the Closure of Certain Public Streets During the Edgerton Frontier Days Festival, Permission to use requested City Buildings/Public Spaces, and the approval of additional Service Requests.**

**Enclosed:** Draft Resolution No. 05-12-22C

**Prepared by:** Brittany Paddock, Recreation Coordinator

**RESOLUTION NO. 05-12-22C**

**A RESOLUTION AUTHORIZING PERMISSION TO USE REQUESTED CITY BUILDINGS/PUBLIC SPACES, AND THE APPROVAL OF ADDITIONAL SERVICE REQUESTS FOR EDGERTON FRONTIER DAYS FESTIVAL**

**WHEREAS**, the City Council of the City of Edgerton, Kansas wishes to provide a safe and enjoyable Frontier Days Festival; and

**WHEREAS**, the City has determined that the use of certain City facilities and public spaces would be beneficial to the safety and enjoyment of the Frontier Days Festival; and

**WHEREAS**, the following City owned facilities and public spaces will be reserved for the use of Edgerton Frontier Days:

- Downtown Greenspace
- City Offices at 312 E Nelson
- City Hall at 404 East Nelson (outside of normal business hours)
- Garage located at 305 E. Nelson
- Property 312 E. Martin
- Downtown Maintenance shop; and

**WHEREAS**, the following service requests will be carried out by the City:

- Barricade street closures
- Provide event dumpsters and trash bins.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EDGERTON, KANSAS** that the City hereby authorizes the above-named service requests are carried out for the durations specified above for the 2022 Edgerton Frontier Days Festival.

**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 12TH DAY OF MAY, 2022.

ATTEST:

CITY OF EDGERTON, KANSAS

\_\_\_\_\_  
Alexandria Clower, City Clerk

By: \_\_\_\_\_  
Donald Roberts, Mayor

APPROVED AS TO FORM:

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Lee W. Hendricks, City Attorney

## City Council Action Item

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**Council Meeting Date:** May 12, 2022

**Department:** Parks and Recreation

### **Agenda Item: Consider Resolution No. 05-12-22D Temporarily Waiving City Prohibition As To The Sale And Consumption Of Alcoholic Liquor On Certain Public Property**

#### **Background/Description of Item:**

Edgerton Frontier Days will be held June 17-18, 2022. The Edgerton Frontier Days Committee has requested permission to sell and serve alcoholic liquor (i.e. alcoholic beverages other than 3.2% beer [a/k/a cereal malt beverage]) at the Festival.

Chapter III, Article I, Section 3-202 of the Code of the City of Edgerton prohibits serving cereal malt beverages or alcoholic liquor within 200 feet of any church, school, nursing home, library, or hospital. This prohibition may be waived by the governing body after public notice, followed by a hearing and finding by the governing body that the proximity of the location, where the cereal malt beverage or alcoholic liquor will be served, is not adverse to the public welfare or safety.

City Council will hold a Public Hearing on May 12, 2022 prior to considering this resolution.

If approved, Resolution No. 05-12-22D would grant the waiver requested by the Frontier Days Association, with the following stipulations:

- The sale and consumption of alcoholic liquor shall be allowed in an area on Nelson Street between East Third Street and East Fourth Street (specifically designated and approved by the City Administrator)
- Between the hours of 6:00 pm and 11:59 pm on June 17, 2022.
- Between the hours of 2:00 pm and 11:59 pm on June 18, 2022.
- Point of sale for alcoholic liquor shall be 307 E. Nelson Street by properly licensed individuals or groups only
- No alcoholic liquor may be sold or dispensed in glass bottles or containers, only plastic, paper cups or cans may be used.

City staff will inform the Johnson County Sheriff's Office of the proposed request to serve alcoholic liquor on the above dates and hours.

**Related Ordinance(s) or Statue(s):** Chapter III, Article I, Section 3-202

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**Funding Source:** N/A

**Budget Allocated:** N/A

**Finance Director Approval:** N/A

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**Recommendation: Approve Resolution No. 05-12-22D Temporarily  
Waiving City Prohibition As To The Sale And Consumption Of Alcoholic  
Liquor On Certain Public Property**

**Enclosed:** Draft Resolution No. 05-12-22D

**Prepared by:** Alexandria Clower, City Clerk

## **RESOLUTION NO. 05-12-22D**

### **A RESOLUTION TEMPORARILY WAIVING CITY PROHIBITION AS TO THE SALE AND CONSUMPTION OF ALCOHOLIC LIQUOR ON CERTAIN PUBLIC PROPERTY**

**WHEREAS**, the 2022 annual celebration known as Frontier Days will be held June 17 through June 18 in the City of Edgerton, Kansas; and

**WHEREAS**, a request has been received by the City of Edgerton from the Edgerton Frontier Days Association for permission to sell and serve alcoholic liquor (i.e. alcoholic beverages other than 3.2% beer [a/k/a cereal malt beverage]) at its annual festival; and

**WHEREAS**, Chapter III, Article 1, Section 3-202 of the Code of the City of Edgerton prohibits the serving alcoholic liquor within 200 feet of a church, school, nursing home, library or hospital, but said prohibition may be waived by the governing body after public notice, followed by a hearing and finding by the governing body that the proximity of the location, where the cereal malt beverage or alcoholic liquor will be served, is not adverse to the public welfare or safety.

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

**SECTION ONE: Finding:** That the Governing Body, after receiving a request from the Frontier Days Association, does hereby find and conclude that the proximity of the requested location for the sale and consumption of alcoholic liquor is not adverse to the public welfare or safety and the Governing Body's conclusion in this regard is supported by the fact that the Frontier Days Association has served cereal malt beverages in this location for several years without any adversity to the public welfare or safety.

**SECTION TWO: Waiver Granted:** That the Governing Body, pursuant to Chapter III, Article I, Section 3-202 of the Edgerton City Code, hereby grants the waiver requested by the Frontier Days Association, with the following stipulations:

- a) The sale and consumption of alcoholic liquor shall be allowed in an area on Nelson Street between East Third Street and East Fourth Street (specifically designated and approved by the City Administrator) between the hours of 6:00 pm and 11:59 pm on June 17, 2022 and between the hours of 2:00 pm and 11:59 pm on June 18, 2022.
- b) The location of the point of sale for alcoholic liquor shall be 307 E. Nelson Street by properly licensed individuals or groups only.
- c) No alcoholic liquor may be sold or dispensed in glass bottles or containers, only plastic, paper cups or cans may be used.

**SECTION THREE - 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 12<sup>TH</sup> DAY OF MAY 2022.

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

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**Council Meeting Date:** May 12, 2022

**Department:** Parks and Recreation

### **Agenda Item: Consider Resolution No. 05-12-22E Authorizing Special Event Permit For Sale And Consumption Of Alcoholic Liquor On Certain Public Property Within The City Of Edgerton, Kansas**

#### **Background/Description of Item:**

Edgerton Frontier Days will be held June 17-18, 2022. The Edgerton Frontier Days Committee has requested permission to sell and serve alcoholic liquor (i.e. alcoholic beverages other than 3.2% beer [a/k/a cereal malt beverage]) at the Festival.

If approved, Resolution No. 05-12-22E authorize the Special Event Permit to be submitted by the Frontier Days Association, with the following stipulations:

- The sale and consumption of alcoholic liquor shall be allowed in an area on Nelson Street between East Third Street and East Fourth Street (specifically designated and approved by the City Administrator)
- Between the hours of 6:00 pm and 11:59 pm on June 17, 2022.
- Between the hours of 2:00 pm and 11:59 pm on June 18, 2022.
- Point of sale for alcoholic liquor shall be 307 E. Nelson Street by properly licensed individuals or groups only
- No alcoholic liquor may be sold or dispensed in glass bottles or containers, only plastic, paper cups or cans may be used.

Chapter III, Article 3-202 of the Edgerton Municipal Code prohibits the sale or service of alcoholic liquor within two hundred feet of any church, school, nursing home, library or hospital. The location requested by the Frontier Days Association is within two hundred feet of the Edgerton Library.

Section 3-202(b) allows the Governing Body to waive this distance requirement for special event permit holder following holding a public hearing. The Edgerton City Council will be holding a public hearing to consider this request on May 12, 2022. Holding a public hearing and approval of this distance waiver is required for this special event permit prior to the event.

**Related Ordinance(s) or Statue(s):** Chapter III, Article 5 of Edgerton Municipal Code

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**Funding Source:** N/A

**Budget Allocated:** N/A

**Finance Director Approval:** N/A

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<p><b>Recommendation: Approve Resolution No. 05-12-22E Authorizing Special Event Permit For Sale And Consumption Of Alcoholic Liquor On Certain Public Property Within The City Of Edgerton, Kansas</b></p>
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**Enclosed:** Draft Resolution No. 05-12-22E  
Special Event Permit Application will be provided at Council Meeting

**Prepared by:** Alexandria Clower, City Clerk

## **RESOLUTION NO. 05-12-22E**

### **A RESOLUTION AUTHORIZING A SPECIAL EVENT PERMIT FOR THE SALE AND CONSUMPTION OF ALCOHOLIC LIQUOR ON CERTAIN PUBLIC PROPERTY WITHIN THE CITY OF EDGERTON, KANSAS**

**WHEREAS**, the 2022 annual celebration known as Frontier Days is scheduled for June 17 through June 18 in the City of Edgerton, Kansas; and

**WHEREAS**, Article 5 of Chapter III of the Code of the City of Edgerton requires that an entity desiring to sell and serve alcoholic liquor on public property at an event open to the public must, in addition to obtaining the required permit from the State of Kansas, also apply and obtain a Special Event Permit from the City; and

**WHEREAS**, a request has been received by the City of Edgerton from the Edgerton Frontier Days Association for a Special Event Permit to sell and serve alcoholic liquor (i.e. alcoholic beverages other than 3.2% beer [a/k/a cereal malt beverage]) at its annual festival on June 17 and 18, 2022.

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

**SECTION ONE: Special Event Permit Authorized:** That the Governing Body does hereby authorize the City Clerk, in accordance with Article 5 of Chapter III of the Edgerton City Code, to issue the Frontier Days Association a Special Event Permit for sale and consumption of alcoholic liquor per the requirements contained within Article 5 and with the following additional stipulations:

- a) The Special Event Permit provided for herein is only valid if the required permit from the State of Kansas is obtained by the Frontier Days Association.
- b) The sale and consumption of alcoholic liquor shall be allowed in an area on Nelson Street between East Third Street and East Fourth Street (specifically designated and approved by the City Administrator) between the hours of 6:00 pm and 11:59 pm on June 17, 2022 and between the hours of 2:00 pm and 11:59 pm on June 18, 2022.
- c) The location of the point of sale for alcoholic liquor shall be 307 E. Nelson Street by properly licensed individuals or groups only.
- d) No alcoholic liquor may be sold or dispensed in glass bottles or containers, only plastic, paper cups or cans may be used.

**SECTION TWO: Waiver of Application Fees:** The City of Edgerton, in appreciation for the many benefits enjoyed by the community from the annual Frontier Days festival, waives any City application or permit fees for issuance of the Special Event Permit.

**SECTION THREE - 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 12<sup>TH</sup> DAY OF MAY 2022.

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

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**Council Meeting Date:** May 12, 2022

**Department:** Utilities

### **Agenda Item: Consider Submittal of 1<sup>st</sup> & Hulett Sanitary Sewer Project Application to Johnson County for Community Development Block Grant (CDBG) Funding for 2023**

**Background/Description of Item:**

Each year Johnson County invites cities to submit applications for Community Development Block Grant (CDBG) funds made available by the federal government. Johnson County states that the primary goal of Johnson County's Community Development program is to provide federal financial assistance to eligible applicants for the purpose of community development. Toward this goal, the County has identified a number of strategic priorities.

1. Complete/advance existing projects approved by voters and the Board of County commissioners with efficiency and effectiveness.
2. Strengthen and finance the appropriate level of service to meet the needs of the County's vulnerable populations, pursuing innovative strategies.
3. Develop a creative and innovative vision for a transit plan that is fiscally stable.
4. Focus on developing innovative initiatives that enhance operational effectiveness and efficiency, levels of customer service and stewardship.

This project would be an eligible Public Facilities and Improvement project by definition for use of CDBG funds. Additionally, all of Edgerton is within a Census Block Group that qualifies for funding by area benefit. The 1<sup>st</sup> and Hulett Sanitary Sewer Project will take place East of the 2021 CDBG Project, consisting of Cured In Place Pipe (CIPP), Manhole Patches, and Point Repairs. Quantities of each repair type will be analyzed by an engineer, but anticipated to be approximately three to six thousand (3,000-6,000) linear feet of CIPP. The project will be sized to maximize budget dollars should the market change drastically before bidding occurs.

The project will continue the City's replacement of aging sanitary sewer infrastructure to reduce the amount of Inflow and Infiltration (I&I) from this area. I&I is the wastewater system receiving stormwater, then conveying it to the plant for treatment.

Cities who are interested in submitting a CDBG application to the County are required to obtain the views of citizens through at least one public hearing held before the city council and advertised at least fourteen (14) days in advance in the city's newspaper of record. The public comment period begins on the day after publication. The City of Edgerton published a Public Hearing Notice in the Gardner News on April 25th. At time of preparation of the packet, the City

has received no comments. The City will hold a Public Hearing on Thursday, May 12<sup>th</sup> prior to considering this item.

CDBG is a reimbursement program in which cities may apply for up to \$200,000. If Edgerton applies for \$200,000 in 2022, for funding in 2023, Edgerton would be ineligible to apply for a grant in 2023 for funding in 2024. CDBG funds do not have a required match. However, the City is expected to provide leveraged funds in accordance with its financial capability. The application must contain verifiable statements indicating that the local leveraged funds represent the maximum amount available for the activity and that without the requested CDBG funds the activity could not be completed. However, those costs may be documented and used as local leveraged funds.


Staff would recommend using sewer funds as leverage dollars for project costs over the \$200,000 allowed by CDBG. Funds in the amount of \$125,000 were set aside in the 2022 Budget for sewer projects. This project is currently unfunded within the CIP, but staff will include the project with a recommendation for funding with this year's CIP discussion.

**Related Ordinance(s) or Statue(s):**

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**Funding Source:** Sewer Fund: \$125,000  
CDBG: \$200,000

**Budget Allocated:** N/A

x 

**Finance Director Approval:** Karen Kindle, Finance Director

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<p><b>Recommendation: Approve Submittal of Application to Johnson County for 1st &amp; Hulett Sanitary Sewer Project for Community Development Block Grant (CDBG) Funding for 2023</b></p>
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**Enclosed:** Notice of Public Hearing

**Prepared by:** Dan Merkh, Public Works Director

## **NOTICE OF PUBLIC HEARING**

Notice is hereby given to all interested parties, groups, and residents that the City of Edgerton will hold a public hearing on May 12, 2022 at 7:00 PM at the following location:

Edgerton City Hall, 404 E. Nelson Street, Edgerton, KS

The purpose of the public hearing is to receive input and funding proposals from the public on the possible use of Community Block Grant (CDBG) funds in resolving local community development and housing needs. CDBG funds may be used to carry out eligible activities including, but not limited to, housing rehabilitation, public improvements, economic development, and public services. All CDBG projects must address one of three national objectives: 1) benefit low and moderate income persons; 2) aid in the prevention or elimination of slums or blight; and/or 3) meet other community development needs having a particular urgency.

The City is considering an application to the Johnson County CDBG program for Fiscal Year 2023. Those interested in community development and housing needs in the City should attend and make their ideas known. Written comments are also invited.

Dated this 25<sup>th</sup> of April, 2022.

Alex Clower  
City Clerk  
404 E. Nelson Street  
Edgerton, Kansas 66021  
(913) 893-6231



May 9, 2022

TO: Mayor and City Council Members

FROM: Trey Whitaker, Public Works Superintendent

SUBJECT: 2022 Street Preservation Program

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At the May 27, 2021, City Council Meeting the Public Works Department presented the 2021 and 2022 Street Preservation Program. In that presentation staff provided several options for the Street Preservation Program. The options consisted of UBAS (Ultrathin Bonded Asphalt Surface) and Chip Seal. UBAS is an asphalt pavement maintenance system that seals existing road surface and provides a new surface utilizing a thin lift of asphalt, typically 5/8" chip is included in the new driving surface. UBAS has been utilized in the city on multiple occasions.

In 2020 the City of Edgerton contracted with Stantec to complete the Pavement Condition Index (PCI) Inspection process for the entire roadway network. This index rates the condition of a specific roadway on a scale from 0-100. The higher the score the better the condition the pavement is in. Based on this data staff annually inspects sections of roadway as outlined in the street preservation program to ensure the condition of the selected roadways is accepting of the proposed surface treatment.

Based on annual inspections and assessment, staff recommends the following sections of roadway be included in the 2022 Street Preservation Program for UBAS treatment. The Program will also include targeted base repair on these sections of roadway by either the contractor and/or city staff prior to the application of UBAS. (map on page 2)

- West 5<sup>th</sup> Street (Morgan St/56 Highway to Cul-de-sac)
- West 5<sup>th</sup> Street (West Nelson Street to West Martin Street)
- West Martin Street (West 5<sup>th</sup> Street to W 7<sup>th</sup> Street)
- West Martin Cul-de-sac

The 2022 Street Preservation Program was included as a bid alternate with the Nelson Street CARS Project to capitalize on the economy of scale achieved by increasing the size of project and opportunity cost of adjacent projects. That bid opening will be held on May 17, 2022. Additionally, the 2022 Street Preservation Program bid alternate was structured to allow the exact quantities to be scaled up or down based on unit prices of successful bidder.

## 2022 Street Preservation Program

