

City of Edgerton, Kansas
Minutes of City Council Regular Session
March 24, 2022

A Regular Session of the City Council (the Council) was held in the Edgerton City Hall, 404 E. Nelson, Edgerton, Kansas on March 24, 2022. The meeting convened at 7:00 PM with Mayor Roberts presiding.

1. ROLL CALL

Clay Longanecker	present
Josh Lewis	present
Josh Beem	present
Jody Brown	present
Josie Stambaugh	present via phone

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
Accountant, Justin Vermillion
Development Services Director, Katy Crow
Marketing & Communications Manager, Kara Banks
Public Works Superintendent, Trey Whitaker

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 March 10, 2022 Regular City Council Meeting
5. Accept Easements for 8th & Braun Intersection Improvements
6. Approve Application FP2022-01, Final Plat for Logistics Park Kansas City (LPKC) South, Fourth Plat Generally Located East of the Northeast Corner of 207th Street and Gardner Road, Edgerton, Kansas
7. Approve Ordinance No. 2104 Amending Chapter IX, Article 1, Section 9-107 Of the City Code of The City of Edgerton, Kansas, and Repealing All Ordinances or Parts of Ordinances in Conflict Therewith
8. Approve Concurrence to Bid the Nelson Street from East 3rd Street to West 8th Street (CARS) Project

Councilmember Longanecker moved to approve the consent agenda, seconded by councilmember Lewis. The Consent Agenda was approved, 5-0.

Regular Agenda

9. **Declaration.** There were no declarations made by the Governing Body.

10. Public Comments.

Mr. Bill Bushno, 20685 S Gardner Rd., addressed the Council.

He stated has seen surveyors in the area around his home. He alleged the City of Edgerton has been negligent and did not finish a road prior to opening the Hostess warehouse, which he claims led to a fatal accident. He stated there has never been a plan to talk about easements needed in the area and believes this should be done to solve the problem before more vehicular traffic is added to the Gardner Road and 207th Street intersection. He stated this is creating a health and safety hazard, and alleged gross negligence on the city's part.

There were no further public comments made.

11. **Presentation.** James Oltman, with ElevateEdgerton!, gives an update on the EDGE Grant Program.

Mr. James Oltman, with ElevateEdgerton!, addressed the Council. He stated the EDGE Grant program was announced about a month ago, and since then they have seen an overwhelming response from the community. He stated this grant program was focused around beautification and improvements on homes and businesses. He stated they have awarded all \$5,000 set aside for these residential/business improvements with ten \$500 grants awarded. He stated the projects planned total approximately \$29,000 of improvements in the community. He stated because all dollars in the residential beautification grants have been promised, this grant is now closed for 2022. He stated there are still funds available in the small business attraction and expansion grant.

Councilmember Longanecker asked if this will be a yearly program.

Mr. Oltman stated he would like to see this continue and eventually expand.

Mayor Roberts stated this seems to be an overwhelming success. He stated he is looking forward to hearing about the business expansion component and hopes people utilize this program. He stated he hopes with the future downtown plan, they can see some expansion of businesses as some point.

There were no further questions or comments.

Business Requiring Action

12. CONSIDER SUBMITTAL OF 2022 APPLICATIONS TO UNITED STATES DEPARTMENT OF TRANSPORTATION (USDOT) FOR REBUILDING AMERICAN INFRASTRUCTURE WITH SUSTAINABILITY AND EQUITY (RAISE) FUNDING FOR 2022

Ms. Beth Linn addressed the Council. She stated in January 2022, the US Department of Transportation issued a Notice of Funding Opportunity for the 2022 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant Program. She stated RAISE is a \$1.5 billion multimodal, merit-based, competitive discretionary grant program for surface transportation infrastructure. She stated the program supports projects that improve safety, equity, climate and sustainability, and the creation of good-paying jobs, consistent with DOT's strategic goals.

She stated local governments, like Edgerton, are eligible to apply for a wide variety of projects such as highway, bridge, public transport, passenger and freight rail projects, projects to replace or rehabilitate a culvert or prevent stormwater runoff, and others as listed in the agenda packet.

She stated this grant is focused on road infrastructure, unlike the previous grant program brought before Council which allowed for utility improvements.

She stated applications will be evaluated based on their ability to meet certain criteria as listed in the agenda packet.

She stated after reviewing the grant guidance and extensive application criteria, city staff would recommend the submittal of two applications for the RAISE Grant funding: the Downtown Streetscape and 2nd Street (from termination of 207th Grade Separation to Highway 56). She stated both projects have been discussed as part of the 5-year Capital Improvement Program and a portion of 2nd Street is scheduled for funding in 2023/2024. She stated both projects clearly promote safety, preserve critical infrastructure, improve the quality of life, and will better connect our community.

She stated federal cost share for projects is up to 80% in urban areas and up to 100% in rural areas. She stated city staff has confirmed that both recommended projects qualify as rural by USDOT. She stated the grant funding would cover 100% of design, construction, right-of-way acquisition and utility relocation. She stated since the packet was approved and published, USDOT raised the project maximum to \$45 Million.

Mayor Roberts stated he would like to give an update on the 191st Street safety study. Mayor Roberts recently met with Mayor Winters of Gardner and learned that Gardner has previous agreements with the Phillips 66 gas station owners to keep the entrances open. He stated Gardner does have a project with KDOT for the first phase of the interchange project which includes the replacement of one bridge. KDOT has said they are committed to completing this project. He stated it was great to have a conversation with Gardner and he would like to continue conversations and come to a resolution soon. He stated they also had a conversation about the RAISE Grant and think that the increased project maximum of \$45 Million would be more than enough to finish that DDI Interchange and widen Gardner Road down to the County line, all of which is classified as rural today. He stated Mayor Winters said Gardner would be willing to partner with Edgerton in the completion of this project. Mayor Roberts stated the city is willing to lead the project with Gardner but believes it would be better suited to be led by the county. He stated if it needs to be city led, he would like county support. He suggested the

project would make a substantial safety improvement for the area. He stated he cannot guarantee the grant award, but added it is worth applying for.

Ms. Linn stated she believes Gardner Rd. and the remaining portion of the DDI would compete very well for this grant.

Ms. Linn stated the lead time on this application is very short and the applications must be submitted by April 14th, 2022 at 5:00PM EST. She stated to maximize time, staff is requesting authorization for the Mayor to sign all applications and various related documents.

Mayor Roberts asked the governing body if they had any questions.

Councilmember Longanecker asked if this is a partnership between the two cities, will the grant fund \$45 Million per city or for both.

Mayor Roberts stated it is per project.

Ms. Linn stated this year's grant is based on the 2010 Census Data. She stated because RAISE is an annual program, by the time it is released in 2023, the federal government could use the new 2020 Census Data and all or part of the project may not qualify as rural.

Mayor Roberts stated he expects this grant to be much more competitive.

Councilmember Lewis stated if the city could get 100% funding, there is no risk in applying. He stated he sees no downside to this.

Mayor Roberts requested a motion to approve the submittal of the 2022 applications to USDOT for RAISE Grant Funding for the Downtown Streetscape, East 2nd Street, and Gardner Road Interchange & Roadway Improvements including the ability to support or lead Gardner Road in partnership with the City of Gardner and Johnson County. The motion would also authorize the Mayor to sign the necessary documents.

Councilmember Longanecker moved to approve the motion, seconded by Councilmember Lewis. The motion was approved, 5-0.

13. Report by the City Administrator

Dr. Jim Sutton, Interim Superintendent for USD 231, addressed the Council. He stated the search is well underway for the permanent position of Superintendent. He stated on the 29th of March, the board will hold a meeting to review candidates and set up interviews with three finalists. He stated he is excited and thinks it will be a good selection for the district.

Mayor Roberts thanked Dr. Sutton for all he has done. He stated the communication with the district has been tremendous since he took over and looks forward to the partnership with the school district that benefits everyone.

He stated although his children are no longer in school within the district, he cares about the education system and what's being provided to create active young adults in the community. He stated he had an opportunity to speak to a second-grade class and they asked some tough questions. He stated he would love to talk about the comprehensive plan with the district. He stated he would like to include students to hear their ideas for the future of the community.

Dr. Sutton stated it has been a pleasure to serve, and they will be glad to help in any way they can.

Ms. Linn then reminded the Governing Body to fill out the 2022 Citizen Survey and encourage their neighbors to do the same. She stated they still need about 40 more surveys to be completed.

14. Report by the Mayor

Mayor Roberts stated he had no report to give at this time.

15. Future Meeting Reminders:

- April 12th: Planning Commission – 7:00PM
- April 14th: City Council Meeting – 7:00PM
- April 28th: City Council Meeting – 7:00PM
- May 10th: Planning Commission – 7:00PM
- May 12th: City Council Meeting – 7:00PM
- May 26th: City Council Meeting – 7:00PM

16. Adjourn

Councilmember Lewis moved to adjourn, seconded by Councilmember Beem. All in favor. The meeting was adjourned at 7:28 PM.

Submitted by Alexandria Clower, City Clerk