

City of Edgerton, Kansas
Minutes of City Council Regular Session
March 28, 2019

A Regular Session of the City Council was held in the Edgerton City Hall, 404 E. Nelson Edgerton, Kansas on March 28, 2019. The meeting convened at 7:00 p.m. with Mayor Roberts presiding.

1. ROLL CALL

Ron Conus	present
Clay Longanecker	present
Josh Lewis	absent
Katee Smith	present
Jody Brown	present, arrived at 7:10PM

With a quorum present, the meeting commenced.

Staff in attendance:

- City Administrator Beth Linn
- Assistant City Administrator Scott Peterson
- City Clerk Rachel James
- Development Services Director Katy Crow
- Finance Director Karen Kindle
- Public Works Director Dan Merkh
- Public Works Superintendent Trey Whitaker
- Parks & Recreation Bob McVey

2. WELCOME

3. PLEDGE OF ALLEGIANCE

CONSENT AGENDA

4. Approve Minutes for February 28, 2019 Regular City Council Meeting
5. Approve Resolution No. 03-28-19A Establishing Fees and Rates for Permits, Licenses and Services Within the City of Edgerton, Kansas

Agenda Item 5 requested to be removed from Consent Agenda by Councilmember Longanecker.

Motion by Longanecker, Second by Smith to approve the consent agenda. Motion passed 3-0.

Agenda Item 5:

Councilmember Longanecker asked what changes were made to the Fee Resolution. Beth Linn, City Administrator, stated that a fee of \$75 for Zoning Verification Letters was being added.

Motion by Longanecker, Second by Smith to approve Resolution No. 03-28-19A. Motion passed 3-0.

REGULAR AGENDA

6. **Public Comments.** None.

7. **Declaration.** None.

Councilmember Brown arrived.

8. Presentation by Johnson County Stormwater Management Advisory Council (SMAC)

Lee Kellenburger, Johnson County Stormwater Management Advisory Council Representative, overviewed upcoming changes to the organization and project funding. Mr. Kellenburger stated that the organization would be focusing on supporting projects that deal with water quality, system management, and old pipe infrastructure.

Mayor Roberts ask a series of questions about funding of projects, working with Miami County, and how Edgerton can receive funding in the future.

9. Presentation by Jason Camis from Gardner Edgerton Chamber of Commerce – 2019 First Quarter Update

Jason Camis, President of the Gardner Edgerton Chamber, presented a first quarter overview and deliverables update. The Chamber has added nine (9) more members to the organization. The membership survey has been sent out, a new website is being designed, and the Gardner Edgerton Magazine has a new editor this year. Mr. Camis also stated the Chamber would be interested in assisting Frontier Days with Food Vendor support and marketing.

Mayor Roberts had general comments and Councilmember Smith asked if there was a review process for the GE Magazine.

10. Introduction of New Public Works Staff

BUSINESS REQUIRING ACTION

11. **CONSIDER RENEWAL OF CORPORATE INSURANCE POLICY FOR APRIL 1, 2019 – MARCH 31, 2020**

Kevin O'Brien, The Reilly Company Representative, introduced the updated Insurance Renewal Policy. Mr. O'Brien first introduced the policy at the February 28, 2019 Council meeting. At that meeting, Council tabled the renewal and directed staff to review the level of coverage for the City's property and equipment and develop a policy for how different items would be insured and how the values would be determined. Mr. O'Brien worked with Ms. Linn and City Staff to update the coverage information and obtain updated pricing

for the insurance policies.

The property of the City can be insured in one of three ways: (1) at replacement cost, (2) actual cash value; or (3) self-insured. Staff reviewed each asset on the property and equipment lists and agreed on a recommendation on how each one should be insured and at what value. 70 percent of the items on the list have been updated and all of the items highlighted in green (within the Agenda Packet) have been identified as replacement cost.

There was general discussion between Mayor Roberts and Mr. O'Brien. Mayor Roberts stated as a "P.S.A" that citizens should check their personal/home insurance policies to make sure they include sewer and water backup coverage. If sewer or water lines backup due to grease or tree roots, these are considered an act of nature and the City is not at cause.

Motion by Longanecker, Second by Brown to purchase corporate insurance policy from One Beacon, purchase pollution liability policy from Crum and Forster and purchase cyber liability coverage from Hiscox for the period of April 1, 2019 – March 31, 2020, for a premium amount not to exceed \$96,885.

Motion passed 4-0.

12. CONSIDER RESOLUTION NO. 03-28-19B APPROVING A FIVE-YEAR CITY/COUNTY STREET IMPROVEMENT PROGRAM 2020-2024

Dan Merhk, Public Works Director, outlined projects Staff has identified as part of a Five-Year City/County Street Improvement Program. Cities in Johnson County are invited to submit projects to be considered for the five-year city/county street improvement program through the County Assistance Road System (CARS) program. The CARS program provides funds to the cities of Johnson County to construct and maintain their major arterial roadways. Projects identified for the Improvement Program include: 207th Street Grade Separation, Nelson Street Major Maintenance, East Nelson Street project, and potentially East 2nd Street.

Motion by Brown, Second by Longanecker to approve Resolution No. 03-28-19B.

Motion passed 4-0.

13. CONSIDER AN AGREEMENT WITH BG CONSULTANTS FOR CONSTRUCTION ADMINISTRATION AND OBSERVATION SERVICES FOR THE BIG BULL CREEK LIFT STATION AND FORCE MAIN AND I-35 SOUTH SANITARY SEWER MAIN

Beth Linn, City Administrator, stated that on December 13, 2018 Council approved Project Authorizations for the Big Bull Creek Lift Station and Force Main and I35 South Sanitary Sewer Main projects. A critical component to the construction of a new lift station and sewer main is partnering with a firm to perform the construction administration and observation services. For projects designed by an outside firm, Edgerton has contracted with BG Consultants to perform these services. The full cost of these services will be reimbursed by

the Edgerton Land Holding Company. Lee Hendricks, City Attorney, requested updated language on liability to be included in the contract.

Motion by Longanecker, Second by Smith to empower the Mayor to execute the Contract with BG Consultants pending the changes made by the City Attorney.

Motion passed 4-0.

14. **CONSIDER ORDINANCE NO. 2003 ADOPTING THE RECOMMENDATION OF THE CITY OF EDGERTON PLANNING COMMISSION TO APPROVE THE REZONING OF APPROXIMATELY 41.91 ACRES OF LAND [GENERALLY LOCATED AT THE NORTHEAST CORNER OF WAVERLY ROAD AND 207TH STREET] IN EDGERTON, KANSAS FROM CITY OF EDGERTON "A-G" (AGRICULTURAL) DISTRICT TO CITY OF EDGERTON "L-P" (LOGISTICS PARK) ZONING DISTRICT [APPLICATION ZA2019-01]**

Katy Crow, Development Services Director, introduced Ordinance Nos. 2003 through 2006. These Rezoning applications were heard and recommended for approval at the March 12, 2019 Planning Commission Meeting.

Motion by Longanecker, Second by Brown to approve Ordinance No. 2003.

Motion passed 4-0.

15. **CONSIDER ORDINANCE NO. 2004 ADOPTING THE RECOMMENDATION OF THE CITY OF EDGERTON PLANNING COMMISSION TO APPROVE THE REZONING OF APPROXIMATELY 38.72 ACRES OF LAND [GENERALLY LOCATED AT THE NORTHEAST CORNER OF WAVERLY ROAD AND 207TH STREET] IN EDGERTON, KANSAS FROM CITY OF EDGERTON "A-G" (AGRICULTURAL) DISTRICT TO CITY OF EDGERTON "L-P" (LOGISTICS PARK) ZONING DISTRICT [APPLICATION ZA2019-02]**

Motion by Longanecker, Second by Smith to approve Ordinance No. 2004.

Motion passed 4-0.

16. **CONSIDER ORDINANCE NO. 2005 ADOPTING THE RECOMMENDATION OF THE CITY OF EDGERTON PLANNING COMMISSION TO APPROVE THE REZONING OF APPROXIMATELY 119.47 ACRES OF LAND [GENERALLY LOCATED AT THE NORTHEAST CORNER OF WAVERLY ROAD AND 207TH STREET] IN EDGERTON, KANSAS FROM CITY OF EDGERTON "A-G" (AGRICULTURAL) DISTRICT TO CITY OF EDGERTON "L-P" (LOGISTICS PARK) ZONING DISTRICT [APPLICATION ZA20119-03]**

Motion by Longanecker, Second by Brown to approve Ordinance No. 2005.

Motion passed 4-0.

17. CONSIDER ORDINANCE NO. 2006 ADOPTING THE RECOMMENDATION OF THE CITY OF EDGERTON PLANNING COMMISSION TO APPROVE THE REZONING OF APPROXIMATELY .9 ACRES OF LAND [GENERALLY LOCATED AT THE NORTHEAST CORNER OF WAVERLY ROAD AND 207TH STREET] IN EDGERTON, KANSAS FROM CITY OF EDGERTON "A-G" (AGRICULTURAL) DISTRICT TO CITY OF EDGERTON "L-P" (LOGISTICS PARK) ZONING DISTRICT [APPLICATION ZA2019-04]

Motion by Smith, Second by Longanecker to approve Ordinance No. 2006.

Motion passed 4-0.

18. Report by the City Administrator

Reminder that April 8th, 2019 the Sunflower Bridge will be closed for replacement by KDOT. Residents should become accustomed to use 199th and Homestead. Councilmember Longanecker stated he hoped there would be ample coverage on 199th Street.

19. Report by the Mayor

Mayor Roberts attended the State of the County event which highlighted some of the benefits for residents living in Johnson County. He overviewed the event and some future plans at the County level.

20. Future Meeting/Event Reminders:

- March 30th: Annual Low-Cost Pet Vaccine Clinic at City Hall – 9AM to 1PM
- March 30th: Saturday Brush/Limb Drop Off – 9AM to 2PM
- April 4th: The Greenspace Open House at City Hall – 6PM
- April 9th: Planning Commission – 7PM
- April 11th: City Council – 7PM
- April 13th: Easter Egg Hunt ft. the Easter Bunny –
- April 17th: Senior Lunch – Noon
- April 25th: City Council – 7PM
- May 11th: City Wide Garage Sale
- May 18th: City Wide Clean Up
- June 1st: Summer Kick Off Block Party – 6:30PM

21. CONSIDER RECESSING INTO EXECUTIVE SESSION PURSUANT TO K.S.A. 75-4319 (b)(1) PERSONNEL MATTERS OF NONELECTED PERSONNEL TO INCLUDE CITY ATTORNEY AND CITY ADMINISTRATOR

Motion by Smith, Second by Longanecker to recess into executive session pursuant to K.S.A. 75-4319 (b)(1) for the purpose of personnel matters of nonelected personnel to include City Attorney and City Administrator for three (3) minutes.

Motion was approved 4-0.

Session recessed at 9:00 pm. Meeting reconvened at 9:03 pm.

Motion by Smith, Second by Longanecker to returned to open session.

Motion was approved 4-0.

Motion by Brown, Second by Smith to recess into executive session pursuant to K.S.A. 75-4319 (b)(1) for the purpose of Contract Negotiations to include City Attorney and City Administrator for fifteen (15) minutes.

Meeting recessed at 9:05 pm. Meeting reconvened at 9:20 pm.

Motion by Brown, Second by Longanecker to return to regular session.

Motion was approved 4-0.

22. Adjourn

Motion by Longanecker, Second by Brown to adjourn.

Motion was approved 4-0. The meeting adjourned at 9:21 pm.