

City of Edgerton, Kansas
Minutes of City Council Regular Session
May 9, 2019

A Regular Session of the City Council was held in the Edgerton City Hall, 404 E. Nelson Edgerton, Kansas on May 9, 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

With a quorum present, the meeting commenced.

Staff in attendance:

- City Administrator Beth Linn
- Assistant City Administrator Scott Peterson
- City Attorney Lee Hendricks
- City Clerk Rachel James
- Development Services Director Katy Crow
- Finance Director Karen Kindle
- Public Works Director Dan Merkh
- Public Works Superintendent Trey Whitaker
- ElevateEdgerton! President James Oltman

2. WELCOME

3. PLEDGE OF ALLEGIANCE

CONSENT AGENDA

4. Approve Minutes for April 25, 2019 Regular City Council Meeting
5. Approve Resolution No. 05-09-19A Approving The Mayoral Appointments For the City Treasurer, City Prosecutor, Municipal Judge, And City Attorney For The City of Edgerton, Kansas
6. Approve Resolution No. 05-09-19B Authorizing the Closure of Certain Public Streets During the Edgerton Summer Kickoff Block Party
7. Approve Resolution No. 05-09-19C Recognizing the Edgerton Summer Kickoff Block Party as a "Public Festival" for Purposes of the City's Noise Restrictions
8. Approve Resolution No. 05-09-19D 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 Request

Motion by Brown, Second by Longanecker to the consent agenda.

Motion passed 4-0.

REGULAR AGENDA

9. **Public Comments.** None.
10. **Declaration.** None.

BUSINESS REQUIRING ACTION

11. CONSIDER ORDINANCE NO. 2010 AUTHORIZING THE CITY OF EDGERTON, KANSAS, TO ENTER INTO AN ECONOMIC DEVELOPMENT GRANT AGREEMENT WITH HOSTESS BRANDS, LLC

Scott Anderson, City Bond Attorney, outlined the Economic Development Agreement between the City of Edgerton and Hostess Brands, LLC. Under the approval of the grant, \$596,700 shall be paid over a 6.5-year term solely from funds on deposit in the public infrastructure fund for Phase 2 of the Logistics Park. The Grant shall not be a general obligation of the City, and shall be subject to the provisions of the Kansas cash basis law, the Kansas budget law, and other laws of the State of Kansas.

The new warehouse will create approximately 225 jobs and add \$93,900 to the USD 231 Mill Levy.

Motion by Longanecker, Second by Smith to approve Ordinance No. 2010.

Motion passed 4-0.

Mayor Roberts announced a brief recess in order to introduce the Hostess Site Manager to the public.

12. PUBLIC HEARING REGARDING A REQUEST BY THE FRONTIER DAYS ASSOCIATION FOR A WAIVER (AS ALLOWED PURSUANT TO SECTION 3-202 OF ARTICLE 1 OF CHAPTER III OF THE CITY CODE) FROM THE PROHIBITION AGAINST SERVING ALCOHOLIC LIQUOR WITHIN 200 FEET OF THE LIBRARY FOR THE JUNE 14 AND 15, 2019 ANNUAL FRONTIER DAYS FESTIVAL

Mayor Roberts opened the Public Hearing at 7:18 pm.

There were no public comments.

Mayor Roberts closed the Public Hearing at 7:19 pm.

13. CONSIDER RESOLUTION NO. 05-09-19E TEMPORARILY WAIVING CITY PROHIBITION AS TO THE SALE AND CONSUMPTION OF ALCOHOLIC LIQUOR ON CERTAIN PUBLIC PROPERTY, AND RECOGNIZING FRONTIER DAYS AS A "PUBLIC FESTIVAL" FOR PURPOSES OF THE CITY'S NOISE RESTRICTIONS

Beth Linn, City Administrator, stated Resolution 05-09-19E applies to waiving the noise restrictions for the Edgerton Frontier Days Festival from June 14-15, 2019. The waiver also

allows for the sale and consumption of alcoholic liquor on Nelson Street between East Third Street and East Fourth Street.

There were no questions or comments.

Motion by Brown, Second by Smith to approve Resolution No. 05-09-19E.

Motion passed, 4-0.

14. CONSIDER RESOLUTION NO. 05-09-19F AUTHORIZING A SPECIAL EVENT PERMIT FOR SALE AND CONSUMPTION OF ALCOHOLIC LIQUOR ON CERTAIN PUBLIC PROPERTY WITHIN THE CITY OF EDGERTON, KANSAS

Beth Linn, City Administrator, introduced the Resolution which would approve the local special event permit for Frontier Days which allows for the sale and consumption of alcoholic liquor and the waiving of the City special event permit fee.

Motion by Smith, Second by Brown to approve Resolution No. 05-09-19F.

Motion passed, 4-0.

15. Report by the City Administrator

There will be a Frontier Days Action Item at the May 23rd Council Meeting. Staff's recommendation is for parking restrictions on certain high traffic areas.

Ms. Linn wanted to remind everyone that the City-Wide Garage Sale is May 11th and City Wide Clean Up is May 18th.

16. Report by the Mayor

Mayor Roberts wanted to publicly thank James Oltman, President of ElevateEdgerton!. Mayor Roberts stated that Mr. Oltman did a fantastic job on the Hostess project as a representative for ElevateEdgerton! and is appreciative of the huge win for the Edgerton community.

17. Future Meeting/Event Reminders:

- May 11th: City Wide Garage Sale
- May 14th: Planning Commission – 7PM
- May 15th: Senior Lunch & Bingo – Noon
- May 18th: City Wide Clean Up
- May 23rd: City Council – 7PM
- June 1st: Summer Kick Off Block Party – 6:30PM

18. CONSIDER RECESSING INTO EXECUTIVE SESSION PURSUANT TO K.S.A. 75-4319(B)(2) FOR CONSULTATION WITH AN ATTORNEY DEEMED PRIVILEGED IN THE ATTORNEY-CLIENT RELATIONSHIP TO INCLUDE CITY ATTORNEY 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 discussing contract negotiations to include City Attorney and City Administrator for twenty (20) minutes.

Motion was approved, 4-0.

Session recessed at 7:28 pm. Meeting reconvened at 7:48 pm.

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

Motion was approved, 4-0.

Motion by Smith, Second by Longanecker to recess into executive session pursuant to K.S.A. 75-4319 (b)(1) for the purpose of discussing property acquisition to include City Attorney and City Administrator for five (5) minutes.

Motion was approved, 4-0.

Session recessed at 7:50 pm. Meeting reconvened at 7:55 pm.

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

Motion was approved, 4-0.

Motion by Smith, Second by Longanecker to recess into executive session pursuant to K.S.A. 75-4319 (b)(1) for the purpose of discussing property acquisition to include City Attorney and City Administrator for an additional five (5) minutes.

Motion was approved, 4-0.

Session recessed at 7:57 pm. Meeting reconvened at 8:02 pm.

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

Motion was approved, 4-0.

Motion by Smith, Second by Longanecker to recess into executive session pursuant to K.S.A. 75-4319 (b)(1) for the purpose of discussing property acquisition to include City Attorney and City Administrator for an additional five (5) minutes.

Motion was approved, 4-0.

Session recessed at 8:03 pm. Meeting reconvened at 8:08 pm.

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

Motion was approved, 4-0.

19. Adjourn

Motion by Smith, Second by Brown to adjourn.

Motion was approved 4-0. The meeting adjourned at 8:10 pm.