

**City of Edgerton, Kansas**  
**Minutes of City Council Regular Session**  
**October 10, 2019**

A Regular Session of the City Council was held in the Edgerton City Hall, 404 E. Nelson Edgerton, Kansas on October 10, 2019. The meeting convened at 7:00 p.m. with Mayor Roberts presiding.

**1. ROLL CALL**

Ron Conus	present
Clay Longanecker	present
Josh Lewis	present
Katee Smith	present
Jody Brown	present

With a quorum present, the meeting commenced.

Staff in attendance:

- City Administrator Beth Linn
- City Attorney Lee Hendricks
- City Clerk Rachel James
- Finance Director Karen Kindle
- Development Services Director Katy Crow
- Public Works Director Dan Merkh
- Public Works Superintendent
- Marketing and Communications Manager Kara Banks
- Parks and Recreation Coordinator Maddie Becker

**2. WELCOME**

**3. PLEDGE OF ALLEGIANCE**

**CONSENT AGENDA**

- 4. Approve Minutes for September 12, 2019 Regular City Council Meeting
- 5. Approve Final Acceptance of Martin Creek Park Capital Improvement Projects

Motion by Longanecker, Second by Lewis to approve the consent agenda.

Motion passed, 4-0.

**REGULAR AGENDA**

- 6. **Public Comments.** None.
- 7. **Declaration.** None.

Councilmember Brown arrived at 7:04 PM

**7.5 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 Longanecker, Second by Lewis to recess into executive session pursuant to K.S.A. 75-4319 (b)(2) for the purpose of discussing contract negotiations to include City Attorney and City Administrator for ten (10) minutes.

Motion was approved, 5-0.

Session recessed at 7:05 pm. Meeting reconvened at 7:15 pm.

Motion by Smith, Second by Conus to return to open session.

Motion was approved, 5-0.

**BUSINESS REQUIRING ACTION**

**8. CONSIDER ORDINANCE NO. 2025 WHICH ADOPTS THE PLANNING COMMISSION'S RECOMMENDATION TO APPROVE CONDITIONAL USE PERMITS CU2019-02 (NORTH) AND CU2019-03 (SOUTH) TO ALLOW TWO BILLBOARDS – 36450 FRONTAGE ROAD, EDGERTON, KS**

Beth Linn, City Administrator, introduced Ordinance No. 2025 which had been tabled at the previous City Council Meeting. Ms. Linn stated that the Planning Commission recommended approval of the Conditional Use Permit for five (5) years.

Kurt Peterson, lawyer from Polsinelli Law Firm representing the land owners, explained the history of the property and asked that the permit be extended to ten (10) years.

Councilmember Lewis stated he wouldn't want to make decisions for future councilmembers and was only comfortable approving the recommended five years. Mayor Roberts agreed.

Motion by Longanecker, Second by Conus to approve Ordinance No. 2025 as presented.

Motion passed, 5-0.

**9. CONSIDER RESOLUTION NO. 10-10-19A AUTHORIZING AND DIRECTING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION TEMPORARY NOTES, SERIES 2019-A, OF THE CITY OF EDGERTON, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX, IF NECESSARY FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID NOTES AS THEY BECOME DUE; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH**

Karen Kindle, Finance Director, stated that this is the final step in the approval of the Temporary Notes. The Resolution details the interest rate and repayment. The notes will close on October 24th, 2019.

Motion by Longanecker, Second by Smith to approve Resolution No. 10-10-19A.

Motion passed, 5-0.

**10. CONSIDER RESOLUTION NO. 10-10-19B PURSUANT TO K.S.A 26-201 SETTING FORTH THE NECESSITY FOR CONDEMNATION OF PRIVATE PROPERTY AND AUTHORIZING PREPARATION OF A SURVEY AND LEGAL DESCRIPTIONS OF THE PROPERTY TO BE CONDEMNED**

Removed from Agenda.

**11. Report by the City Administrator**

Beth Linn, City Administrator, requested Council review the proposed updates to Article 10 of the Unified Development Code before the next Council meeting.

**12. Report by the Mayor**

Mayor Roberts reminded Council of the League of Kansas Municipalities Conference and stated that Councilmember Katee Smith would be attending and that Kara Banks, Marketing & Communications Manager, will be participating on a panel at the conference.

Mayor Roberts stated that he directed Staff to no longer remind Councilmembers of meetings and that it would be their responsibility to contact him if they are planning on missing a meeting.

**13. 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 FOR THE PURPOSES OF CONTRACT NEGOTIATIONS**

Motion by Lewis, Second by Longanecker to recess into executive session pursuant to K.S.A. 75-4319 (b)(2) for the purpose of discussing contract negotiations to include City Attorney and City Administrator for fifteen (15) minutes.

Motion was approved, 5-0.

Session recessed at 7:48 pm. Meeting reconvened at 8:03 pm.

Motion by Brown, Second by Smith to return to open session.

Motion was approved, 5-0.

Motion by Brown, Second by Smith to recess into executive session pursuant to K.S.A. 75-4319 (b)(2) for the purpose of discussing non-elected personnel to include City Attorney and City Administrator for ten (10) minutes.

Motion was approved, 5-0.

Session recessed at 8:04 pm. Meeting reconvened at 8:14 pm.

Motion by Brown, Second by Smith to return to open session.

Motion was approved, 5-0.

**14. Future Meeting Reminders:**

- October 24<sup>th</sup>: City Council Meeting – 7PM
- November 12<sup>th</sup>: Planning Commission – 7PM
- November 14<sup>th</sup>: City Council – 7PM
- November 28<sup>th</sup>: City Council – CANCELED
- December 10<sup>th</sup>: Planning Commission – 7PM
- December 12<sup>th</sup>: City Council Meeting – 7PM
- December 26<sup>th</sup>: City Council Meeting – CANCELED

**15. Adjourn**

Motion by Brown, Second by Lewis to adjourn.

Motion was approved 5-0. The meeting adjourned at 8:15 pm.

**EVENTS**

October 27<sup>th</sup>: Halloween Party

November 1<sup>st</sup>: Trivia Night at White Tail Run Winery proceeds go to Mayor’s Christmas Tree Fund (6:30 – 9PM)

November 4<sup>th</sup>: Youth Art Class

November 12<sup>th</sup>: World War I Museum and Memorial Trip

December 6<sup>th</sup>: Mayor’s Christmas Tree Lighting Ceremony