

City of Edgerton, Kansas
Minutes of City Council Special Session
December 1, 2022

A Special Session of the Edgerton City Council was held in the Edgerton City Hall, 404 E. Nelson, Edgerton, Kansas on December 1, 2022. The meeting convened at 7:00 PM with Mayor Roberts presiding.

1. ROLL CALL

Clay Longanecker	present
Josh Lewis	absent, arrived late
Josh Beem	present
Deb Lebakken	present

With a quorum present, the meeting commenced.

Staff in attendance:

- City Administrator, Beth Linn
- Economic Development Counsel, Scott Anderson
- City Clerk, Alex Clower
- Public Works Director, Dan Merkh
- Public Works Superintendent, Trey Whitaker
- Finance Director, Karen Kindle
- Capital Improvement Project Manager, Brian Stanley
- Accountant, Justin Vermillion
- 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. Confirm Request for a Special Meeting of the Edgerton City Council

Councilmember Longanecker moved to approve the request for a Special City Council Meeting, seconded by Councilmember Beem. The request for a special meeting was approved, 3-0.

Business Requiring Action

5. CONSIDER APPROVAL OF THE MAYOR'S RECOMMENDATION OF THE APPOINTMENT OF BILL MALLOY TO THE EDGERTON CITY COUNCIL

Mayor Roberts invited Mr. Bill Malloy to introduce himself.

Mr. Malloy stated he's been in Edgerton for about 3 years and works for Dot's Pretzels at the Logistics Park. He stated he is married with 6 children and they want to be more involved in the

community. He stated he was a member of the Planning Commission and looks forward to being a part of the Governing Body.

Councilmember Lewis arrived at 7:02PM

With no questions or further comments, Mayor Roberts requested motion to approve his appointment recommendation of Mr. Bill Malloy to the Edgerton City Council.

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

City Clerk Alexandria Clower gave the Oath of Office for the Edgerton City Council to Mr. Malloy.

Mayor Roberts and the council welcomed Mr. Malloy to the Governing Body.

Regular Agenda

6. **Public Comments.** There were no public comments.

7. **Declaration.** There were no declarations.

Business Requiring Action

8. **CONSIDER APPROVAL OF THE MAYOR'S RECOMMENDATION OF JORDYN MUELLER TO THE EDGERTON PLANNING COMMISSION FOR A TERM ENDING IN SEPTEMBER 2024**

Mayor Roberts invited Ms. Jordyn Mueller to introduce herself.

Ms. Mueller stated she has lived in Edgerton for 10 years, she's a single mom of a 13-year-old boy who attends Pioneer Ridge. She stated she works at a cold storage warehouse at the Logistics Park. She stated she's excited for this opportunity and looks forward to being more involved in the community.

Mayor Roberts stated she's actively been involved in the community here recently as she volunteered her time at the Meat Inferno event in October. He stated he's excited for more involvement and looks forward to her placement in the Planning Commission.

With no questions or further comments Mayor Roberts requested motion to approve his recommendation of Jordyn Mueller to the Edgerton Planning Commission for a term ending in September 2024.

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

Mayor Roberts stated it is not always the most fun to make decisions and receive comments while serving on Council and Commission but it is the right thing to do for the community. He stated he appreciates their willingness to serve their community.

**9. PUBLIC HEARING REGARDING RESOLUTION NO. 10-27-22A -
CANCELLED**

THIS RESOLUTION PROVIDED THAT THE CITY IS CONSIDERING ESTABLISHING A RURAL HOUSING INCENTIVE DISTRICT AND ADOPTING A PLAN FOR DEVELOPMENT OF HOUSING AND PUBLIC FACILITIES; ESTABLISHING THE DATE AND TIME OF A PUBLIC HEARING (DWYER FARMS RURAL HOUSING INCENTIVE DISTRICT)

Mayor Roberts stated all the details have not been worked out and the city will need to cancel the public hearing. He stated at minimum, the city will restart the process of notification for a new public hearing date.

Mr. Scott Anderson, Economic Development Counsel, stated the city will have to start over with a second resolution similar to what was passed at the October 27th council meeting.

10. CONSIDER ORDINANCE NO. 2126 AUTHORIZING BOND DOCUMENTS AND THE ISSUANCE OF THE CITY'S TAXABLE INDUSTRIAL REVENUE BONDS (ELHC CY, LLC PROJECT) SERIES 2022, FOR THE PURPOSE OF FINANCING THE COST OF A COMMERCIAL PROJECT.

Mr. Anderson addressed the Council. He stated there are two reasons to issue Industrial Revenue Bonds, Property Tax Abatement and Sales Tax Exemptions. He stated Edgerton through the course of the years has never been willing to grant property tax abatements for container storage facilities but have allowed sales tax exemption certificates. He stated in March, a resolution was issued for ELHC CY, LLC to contract a commercial building and a storage container lot. He stated that lot is currently under construction and the developer has asked the city to begin the process to issue the bonds to allow them to obtain the sales tax exemption certificate.

He stated these bonds are not the obligation of the city and payable solely to the extent the developer makes payments. He stated because they are sales tax only bonds, they only extend for a two-year term. He stated this ordinance authorizes the execution of all documents associated to this bond, similar to bonds issued in the past.

With no questions or comments, Mayor Roberts requested motion to approve Ordinance No. 2126.

Councilmember Lewis moved to approve motion, seconded by Councilmember Longanecker. Ordinance No. 2126 was approved, 5-0.

11. CONSIDER RECESSING INTO EXECUTIVE SESSION PURSUANT TO K.S.A. 75-4319(B(2)) UNDER THE ATTORNEY/CLIENT EXCEPTION TO INCLUDE ECONOMIC DEVELOPMENT COUNSEL, CITY ADMINISTRATOR AND PUBLIC WORKS DIRECTOR TO DISCUSS CONTRACT NEGOTIATIONS.

Mayor Roberts stated he would like to recess into executive session pursuant to KSA 75-4319(B)(2) to include Economic Development Counsel, City Administrator, and Public Works Director to discuss contract negotiations. He stated there will be no motion afterwards and it is expected to last only 20 minutes.

Mayor Roberts then requested motion to recess into executive session.

Councilmember Longanecker moved to recess into executive session for 20 minutes, seconded by Councilmember Beem.

The meeting recessed into executive session at 7:15PM, 5-0.

Councilmember Longanecker made motion to return to open session with no action taken to request an additional 10 minutes, seconded by Councilmember Beem.

The meeting recessed into executive session at 7:35PM for an additional 10 minutes.

Councilmember Lewis made motion to return to open session with no action taken, seconded by Councilmember Lebakken.

Open session resumed at 7:45PM, 5-0.

12. Adjourn

With no further business, Mayor Roberts requested motion to adjourn the meeting.

Councilmember Beem moved to adjourn, seconded by Councilmember Malloy. The meeting was adjourned at 7:46PM, 5-0.

Submitted by Alexandria Clower, City Clerk