

MINUTES OF
CITY COMMISSIONERS
MEETING
JANUARY 5, 2004

CALL TO ORDER:

The meeting of the Galena City Commission was called to order on **Monday, January 5, 2004 at 6:00 p.m.** in the commission chambers with Mayor Lynne Hardman presiding.

ROLL CALL:

Roll call indicated the following commissioners
present: HARDMAN; DONALDSON;
SHOEMAKER; DAVIES; OGLESBY

Donaldson entered chambers 6:05 p.m.

MINUTES:

Moved by Davies, seconded by Shoemaker to approve and place on file the minutes of the regular commission meeting November 17, 2003. **Motion declared carried**

AYES: Donaldson, Shoemaker, Davies, Oglesby
NAYS: None

STOP SIGNS:

Resident at 901 Short Street spoke before the commission on the near fatal accident on 9th & Short Street. The vehicle went into his property and rolled over. He said there are no stop signs at this intersection. The City Manager advised the City Superintendent and himself were evaluating intersections with no signs. He advised signs would be put at the intersection of 9th & Short Street.

LANDFILL:

City Superintendent, Sonny Webster stated after visiting with a state man that rules and regulations have changed on getting a landfill permit. The landfill would have to be engineered, which would be the big cost. He noted our landfill is not in violation and has to be brought up to code within ninety days. City Manager, Jamie Bell asked what we needed to do to bring it up to code. City Superintendent Webster answered hire an engineer. He said you are probably looking at close to \$20,000.00 to get it were you can continue with the other one. He said he has a company coming in to meet with him tomorrow to see what they will charge to do both of them at the same time including the 40 acres across the road. He stated the 40 acres could last 30 to 35 years for a landfill. City

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Manager, Jamie Bell stated there is very little else they could do with the property. City Superintendent, Webster stated he had to show the state by March that he is at least making progress.

Moved by Shoemaker, seconded by Oglesby for the City Superintendent to obtain three (3)-engineering bids on the landfill. **Motion declared carried.**

AYES: Donaldson, Shoemaker, Davies, Oglesby
NAYS: None

**TABLES/CHAIRS FOR
SOUTHEAST NATURE CENTER:**

City Manager, Jamie Bell stated Linda Phipps with the Southeast Kansas Nature Center had ask him to bring before the commission the purchase of six (6) tables and thirty-six folding (36) folding chairs for the center, stating they obviously needed a place to sit. The cost for tables and folding chairs \$911.10.

Moved by Davies, seconded by Shoemaker to purchase 6 tables and 36 folding chairs depending on funding. **Motion declared carried**

AYES: Donaldson, Shoemaker, Davies, Oglesby
NAYS: None

**VACATING PROPERTY
ON MURPHY AVENUE:**

Mayor Hardman stated Ben Chastain had came before them a couple of weeks ago about vacating a portion of Murphy Ave. She read Verlyn Whites recommendation of vacating that portion of Murphy Ave. (Joplin Street), Beginning at the NE corner of Lot 17, Original Plat of Empire, now a part of the City of galena; then South 150 ft. to the SE corner of lot 17; then East 60 ft. to the SW corner of Lot 16, original Plat of Empire, now City of galena; then North 150 ft. to the NW corner of Lot 16; then West 60 ft. to the point of beginning.

Recommendation stated this area would still have Walnut Street along the North side and a platted alley on the South side of the lots, allowing access to any additional expansion.

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Moved by Oglesby, seconded by Shoemaker to draw up an ordinance to vacate a portion of Murphy Avenue. **Motion declared carried.**

AYES: Donaldson, Shoemaker, Davies, Oglesby
NAYS: None

TRASH RATES:

City Superintendent, Sonny Webster asked if they had moved yet to put an increase on the trash rates. City Manager, Jamie Bell stated the community expects the city to provide adequate trash service and they are not able to do that on the current revenue level that we have.

Commissioner Oglesby said he would like to see this investigated further. He stated when you do a percentage rate everyone gets the same. A flat rate across the board disproportionately increase trash rates. He stated you need to plan for the future.

Larry Cure asked what it costs the city to provide trash service to the community. City Manager, Jamie Bell said he could put some numbers together.

Moved by Oglesby, seconded by Shoemaker to get numbers on the percentages, do some more studying on this and bring back to the next meeting. **Motion declared carried.**

AYES: Donaldson, Shoemaker, Davies, Oglesby
NAYS: None

C & N CAR LOT:

City Superintendent Webster stated Larry Courtney was wanting water and sewer at the car lot. He felt since the city had furnished the sewer pump for the concrete plant, we should furnish the pump to get Courtney on to sewer. He said water was not a problem. He stated estimated cost of sewer pump was \$375.00.

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Moved by Oglesby, seconded by Donaldson to put in sewer and water at C & N car sales, taking it to the property line. **Motion declared carried.**

AYES: Donaldson, Shoemaker, Davies, Oglesby
NAYS: None

SUBWAY:

Commissioner Davies asked what the status of the new Subway. City Manager, Jamie Bell said he didn't know said he had called twice, could not get a hold of the owner, he had talked to the manager a couple of times and she was suppose to come over and see him last week and he never saw her. He had pulled out four (4) potential sites for them. He stated he needed to do a follow-up on it, and was still pursuing that oppurony as well as a couple of others. He said we need to get these potential business owners into this community and embrace them and show them what we have to offer.

**CHANGING FORM OF
GOVERNMENT:**

Commissioner Donaldson stated he had the change of government committee recommendation, and had came prepared to make a motion to put this on the ballot. The committee has gone through several months of discussing it. He stated several months ago when they were formed and created, they were sent away to look at all the different forms, including the one they have an decide what they felt like was best and certainly they are not a whole community only a small part of it. He stated everyone came in with different ideals with what they wanted to see happen. After discussion and talking about ideals for months they came up with a unanimous decision. He said all he was asking for tonight was for the commission to put it on the ballot and let the people decide. He said what the committees final proposal would be is to change to the modified mayor council form of government. That would entail seven (7) council people, one from each ward and three (3) at large. They have until August to educate; they do not want people not knowing what they are voting for. He said if the people do not want to change in August, they just need to vote no, but at least they had the right to do this.

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Mayor Hardman said we need to have discussion before we do this. Advertise in the paper for open discussion meetings.

Commissioner Donaldson said what they were doing tonight was only authorizing it to be put on the ballot.

Mayor Hardman stated she still felt we should have discussion with the public before we even authorize to put it on the ballot.

Carol Qualls spoke saying she was one of the members on the committee. She said she could not stress enough that they were not asking the commission to make a choice as to whether this is what the commission wants. It's what the community wants stating the commission does not have to discuss it, it belongs to the people when it goes before the vote, the people can stand up and make their decision.

Commissioner Oglesby stated under the present form of government don't we have the flexibility to set a commission of seven. So that's not the purpose of change its not to effect the number of council, because we can do that, or even the wards because we can do that. So the purpose is to get rid of the city manager, is that the real purpose? It has to be this because the rest could be done under the current form.

Larry Cure from the audience stated the people want their voice to be heard. They want the commission to put it on the ballot so they can choose.

Commissioner Donaldson stated we as the commission formed a committee to look at it, to dissect it and to look at all the forms, including staying with the current form and come back with a recommendation and that's what they did.

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Moved by Donaldson, seconded by Shoemaker based on statue charge our city attorney to write it up, but he must follow the statue in form of the question to be put on the ballot in the August primary to change the city government in Galena, Kansas to the modified mayor council form.

Commissioner Donaldson, stated he would like a roll call vote.

**Roll Call Vote: HARDMAN; NAY
DONALDSON; AYE
SHOEMAKER; AYE
DAVIES; AYE
OGLESBY; NAY
Motion declared carried.**

EXECUTIVE SESSION:

Moved by Shoemaker, seconded by Davies to go into executive session for 45 minutes for Personnel issues with the city manager and city attorney to remain. **Motion declared carried.**

**AYES: Donaldson, Shoemaker, Davies, Oglesby
NAYS: None**

ENTERED INTO EXECUTIVE SESSION AT 7:20 P.M. AND RETURNED AT 8:05 P.M.

CALL TO ORDER:

The regular meeting of the Galena City Commission was called to order after executive session at 8:05 p.m. in the commission chambers with Mayor Lynne Hardman presiding

ROLL CALL:

Roll call indicated the following commissioners **present:** HARDMAN; DONALDSON; SHOEMAKER; DAVIES; OGLESBY

No action taken.

ADJOURNMENT:

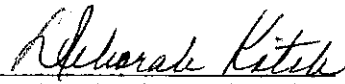
Moved by Davies, seconded by Shoemaker to adjourn the regular meeting. **Motion declared carried.**

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AYES: Donaldson, Shoemaker, Davies, Oglesby
NAYS: None

Lynne Hardman, Mayor

ATTEST:


Deborah Kitch, City Clerk

(SEAL)

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