

MINUTES OF
GALENA CITY COUNCIL MEETING
TUESDAY, JANUARY 21, 1997

CALL TO ORDER: The Regular meeting of the City Council of the City of Galena, Kansas was called to order on Tuesday, January 21, 1997 at 7:00 P.M. in the Council Chambers with Mayor Dale Oglesby presiding.

ROLL CALL: Roll Call indicated the following councilmembers present: JENKINS, BELLAMY, ALLEN, WARD, ADAMS, ROGERS, SHRYOCK, PRICE. ABSENT: REYNOLDS, LITTLE.

MINUTES: Moved by Ward, seconded by Shryock to approve and place on file the minutes of of the Regular City Council Meeting of January 7, 1997. Motion declared carried.

RESIGNATIONS: Mayor Oglesby advised the Council of resignations received from David Murphy as Building inspector effective February 1, 1997 and Mike Gooch as Relief Fire Truck Driver effective Jnauary 20, 1997.

Moved by Allen, seconded by Ward to accept the resignations. Motion declared carried. 1 ABSTAIN: PRICE.

CDBG PAYMENT: Mayor Oglesby presented a payment to Home Center Construction for \$17,056.80 for work done on Family Life Center, and paid by Family Life Center.

Moved by Shryock, seconded by Rogers to approve payment. Motion declared carried.

CONFIRMATION DISPATCHER: Mayor Oglesby presented the name of John Davis for confirmation as Police Dispatcher.

Moved by Ward, seconded by Shryock to approve the hiring of John Davis as Police Dispatcher. Motion declared carried.

PUMP MOTOR: Mayor Oglesby advised the Council the pump motor on the Main Well had gone out and there was no back at this time. Cost of repairs was estimated at \$2,000 to rebuild at Controls & Electric Motors.

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Moved by Rogers, seconded by Ward to allow the repairs. Motion declared carried.

RELIEF FIRE TRK DRIVER:

Mayor Oglesby presented the name of Robin Myers to fill the vacancy as Relief Fire Truck Driver.

Moved by Jenkins, seconded by Adams to approved the hiring of Robin Myers as Relief Fire Truck Driver. Motion declared carried.

ANNEXATION:

Mayor Oglesby advised he had 2 requests for annexations. Mr. Oglesby read the request from Bernadell Flanders requesting the annexation of property at 21st and Wood, property being purchased by Dennis and Deborah Hart.

Moved by Allen, seconded by Rogers to approve Ordinance 97-1 allowing the annexation of property at 21st & Wood.

Discussion was held on the annexation of property of City Employees that had been hired for more than 90 days and had not complied with City Ordinances. Mayor Oglesby advised two employees were attempting to comply with City ordinances and should be allowed to annex to comply. It was discussed that Dennis Hart had been an employee for more than a year and had just recently realized his property was in the City Limits.

City Attorney Barrett advised this was a gray area and an innocent mistake by the Council, Mayor and Employee, and that none knew Mr. Hart was not a resident of the City, and the issue to address was the mutual mistake. Mr. Hart was attempting to rectify the mistake to keep his job and comply with City Ordinance. Mr. Barrett also advised in the future the council could make it a requirement that the City Clerk verify that all employees are in the City Limits.

Mrs. Price inquired why the City Clerk had not applied for annexation 30 days ago to comply and if she had been advised she must annex within 90 days to meet residency requirements. Mrs. Kitch advised and the city clerk confirmed that it was a misunderstanding as to whether it was the hire date or employment date, further advising Mrs. Kitch had started work on November 4, although she was appointed to the position on October 15.

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Vote on Ordinance 97-1 indicated 3 votes in favor, with 4-ABSTAINS: PRICE, ADAMS, BELLAMY AND JENKINS. 2-ABSENT: LITTLE, REYNOLDS. Motion declared failed.

Moved by Allen to terminate Dennis Hart. Motion died for lack of second.

Moved by Shryock seconded by Rogers to approve Ordinance 97-1 to annex the property of Dennis Hart at 21st & Wood Streets. Roll Call vote indicated 7-YEAS: JENKINS, BELLAMY, ALLEN, WARD, ADAMS, ROGERS, AND SHRYOCK. 1-ABSTAIN: PRICE. 2-ABSENT: LITTLE, REYNOLDS. Motion declared carried.

Moved by Rogers, seconded by Shryock to approve Ordinance 97-2 to annex Kitch's property on South Main St. Jenkins advised he had no objections to either Kitch or Bash but they were both hired and advised when they were hired they would have to annex within 90 days. Mayor Oglesby again advised the the misunderstanding by Mrs. Kitch was the appointment date vs. the starting date, and that she was and had intended to annex.

Roll Call vote on Ordinance 97-2 approving the annexation of Kitch's property on South Main indicated 5-yetas: ALLEN, WARD, ADAMS, ROGERS, SHRYOCK. 3-ABSTAINS: JENKINS, BELLAMY, AND PRICE. 2 ABSENT: LITTLE AND REYNOLDS. Mayor Oglesby voted in favor of the Ordinance. Motion declared carried.

P.D. COPIER:

Chief Rowland advised the council the copier in the Police Department was still not operating and it had been referred to the Finance Committee. Mr. Rowland advised cost of repairs was more than the copier is worth. No action was taken.

LEAVE OF ABSENCE:

Chief Rowland advised he had a request for a leave of absence for Michelle Haynes for the Week of March 24-29.

Moved by Adams, seconded by Shryock to approve the Leave of Absence without pay for Michelle Haynes. Motion declared carried.

UNIFORM PANTS:

Chief Rowland advised his officers needed winter weight uniform pants. Rowland advised he had checked prices advising prices were \$61.95, \$59.95 and low bid was from Pro Tuff at \$49.95.

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Moved by Shryock, seconded by Jenkins to allow the purchase of 1 pair of uniform pants for 8 officers at the total cost of \$398.00. Motion declared carried.

WATER SCHOOL EXPENSES:

Mel Mittag advised the Council that when Mark Youngblood was approved to go to water school he had not thought to have expenses approved and requested the council to approve Mark using the City pickup and a meal for the nights of school.

Moved by Adams, seconded by Shryock to approve the request. Motion declared carried.

CITY EMPLOYEES RAISE:

Moved by Shryock seconded by Jenkins to give all city employees a 25 cents per hour cost of living raise. Roll call vote indicated 5 Yeas: JENKINS, BELLAMY, ADAMS, SHRYOCK, PRICE. 2-NAYS: ALLEN, ROGERS. 1-ABSTAIN: WARD. 2-ABSENT: LITTLE, REYNOLDS. Motion declared carried.

Motion by Price, seconded by Jenkins to draw up an ordinance indicating a 25 cent per hour raise for all city employees. Discussion was held on if the ordinance would be for all city employees including part time and seasonal and Fire Truck Driver. Roll Call vote indicated: 5 Yeas: JENKINS, BELLAMY, ADAMS, SHRYOCK, PRICE. 2-Nays: ALLEN, ROGERS. 1-ABSTAIN: WARD. 2-ABSENT: LITTLE, REYNOLDS. Motion declared carried.

COMMITTEE REPORTS:

Price gave a Personnel Committee report stating Chief Rowland had interviewed Aloma Williams a Relief Dispatcher and recommended Chief Rowland put her name on the floor since the Personnel Committee had not interviewed her.

The Personnel Committee had referred to the Finance Committee the salary and benefits to be paid to the full time animal control officer advising the pay rates for Baxter and Columbus's animal control officers.

The Personnel Committee also referred the request of the City Employee inquiring about changing his hire date to indicate the date he was hired to the Water project to the City Attorney due to any retroactive benefits or wages.

RELIEF DISPATCHER:

Mayor Oglesby presented the name of Aloma Williams to be confirmed as Relief Dispatcher.

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Moved by Shryock, seconded by Allen to confirm Aloma Williams as Relief Dispatcher. Motion declared carried. 1-Abstain: ADAMS.

COMM. DEV. COMMITTEE:

Doris Adams gave a report from the Community Development Committee advising they had met with Mr. Red Harris and Larry Courtney about the City's Industrial Park Property behind Kemlee containing about 5-6 acres for a recycling business where they would make fence posts, pipe, straps and bumper rails for parking lots out of shredded tires. Mr. Harris advised he would begin with 4 employees and within 1 year he anticipated he would have 50-100 employees, and advised he would not have more than 1000 tires on hand and that only finished material would be outside. Mr. Harris also advised if the plant were down, tires would be diverted to Neosho.

Moved by Allen, seconded by Adams to allow the City to sign a contract for the ground and the City get an easement for water/sewer lines to the west side of the property with Mel and Charlie determining the location of the lines. Motion declared carried.

TIRE DISPOSAL:

Moved by Allen, seconded by Adams to set up a program where residents of the city would be allowed to dispose of 8 tires per household per year at no charge with Red Harris placing a trailer for disposal at the City Shop, and proof of residency would be required, also allowing the charge of \$1.00 per tire for each tire over the 8 allowed. Motion declared carried.

COUNCILMEMBER ENTERED:

Neal Little entered at 8:13 P.M.

METER READER UPDATE:

Terry Ward requested an update on the new Remote Meter Reading equipment. Charlie Sweet advised readings had been entered for 2 months with billings from that. Charlie advised at this time there were no registers installed that could be read with the wand but he was using the hand-held equipment instead of the books.

Mayor Oglesby advised the original plan was to use the old IBM Computer for the water reading equipment but it was not compatible and the Water Dept. had borrowed a computer from the Police Department from the Booking Area and it needed to be replaced. He requested prices be brought back to the Council.

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CITY MANAGER:

Lee Price advised the ad in the Galena Sentinel for the City Manager read the City desires degree...and requested the ad be changed to indicate "Must have" as the motion was made.

DRUG POLICY:

Moved by Price, seconded by Adams the drug policy information from the City Attorney be tabled for councilmembers to take home for review. Motion declared carried.

ORDINANCE 97-3:

City Attorney Barrett advised he had written an ordinance to change over to the Commission Form of Government after being asked if there was anything that needed to be done. Barrett advised this ordinance would change present ordinances which indicate Council to mean Commission when the new Commissioners take over.

Moved by Ward, seconded by Rogers to adopt Ordinance 97-3 modifying City Ordinances. Motion declared carried.

SEWER EXTENSION:

Jenkins spoke to the Council about the article in the paper referring to 5 councilmembers allowing the extension of the City sewer to property outside the city. Jenkins advised the article did not mention the City providing sewer to Doanes or Empire District which is across stateline. Allen advised the city should not supply utilities outside the City Limits without annexation and since the 2 businesses referred to are across the stateline they could not be annexed.

Moved by Allen to not extend the sewer outside the city without annexing the property. Motion was withdrawn.

Moved by Allen, seconded by Ward that only individuals inside the City Limits be serviced with the sewer. Roll call vote indicated: 2-Yeas: Allen & Ward. 3-NAYS: LITTLE, PRICE, & JENKINS. 4-ABSTAIN: BELLAMY, ROGERS, ADAMS, SHRYOCK. 1-ABSENT: REYNOLDS. Motion declared failed.

APPROPRIATIONS:

Moved by Adams, seconded by Shryock to approve Appropriations 96-13 in the amount of \$64,480.39. Motion declared carried. 1-NAY: JENKINS. 2-ABSTAINS: LITTLE, PRICE.

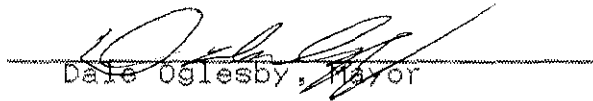
Moved by Adams, seconded by Ward to approve Appropriations 97-1 in the amount of \$17,019.99. Motion declared carried. 1-NAY: JENKINS. 2-ABSTAINS: PRICE, LITTLE.

ADJOURNMENT:

Moved by Rogers, seconded by Shryock

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to adjourn the Regular meeting of the
city council. Motion declared
carried.


Dale Oglesby, Mayor

(SEAL)

Cheryl Haines, Acting City Clerk