

MINUTES OF
GALENA CITY COUNCIL MEETING
MARCH 04, 1986

CALL TO ORDER:

The Regular Meeting of the City Council of the City of Galena was called to order Tuesday, March 14, 1986 in the Council Chambers, at 7:00 P.M. with Mayor John Stephenson presiding.

ROLL CALL:

Roll Call indicated the following members present: Anderson, Bullard, Kay Kay, J. Watkins, R. Watkins, LaTurner, Washom, Brown, Allen.
Absent: Jarvis.

MINUTES:

Moved by Anderson, seconded by Brown to approve and place on file the Minutes of the Regular Meeting of Feb. 18, 1986. Motion declared carried.

OLD BUSINESS:
WATER PUMP:

Discussion on the Water Pump was held. Finance Committee's recommendation was that the city not purchase the pump discussed earlier, that it would not fill the tower if the regular pump failed and the water lines were installed wrong with services lines off the main lines. In case of pump failure, there is available a 6" pump with 2 boosters and Empire well and the 4 other wells could be used.

ORDINANCE 86-3:

Moved by Allen, seconded by Anderson, to approve Ordinance 86-3 allowing City Employees to respond to Emergency calls. Motion declared carried.

DIRT @ CEMETARY:

Moved by Washom, seconded by Kay Kay, to authorize purchase of 20 loads of dirt for the cemeteries at \$33.00 per load. Motion declared carried.

PUBLISH AGENDA:

Moved by Kay Kay, seconded by Bullard, to publish a tentative agenda in the Galena Sentinel-Times the week prior to the Council Meetings with a note that there could be additions. Motion declared carried.

CONDEMNED PROPERTY:

Moved by Kay Kay, seconded by J. Watkins, to draft Ordinance which would prohibit the City Inspector or City Superintendent from the purchase of property condemned by the City unless said property is sold by public auction or sealed bids. Motion declared carried. 1 abstain:
R. Watkins.

Councilmember Washom made a statement before LaBrie came up on the agenda. Washom said it appears that the City Council as a whole was at fault in the case against J. Watkins, and he would like to clarify that there were 4 members that had voted to have the hearing.

LOUIS LaBRIE:

Mr. LaBrie stated allegations that were made at the meeting of February 4, 1986 meeting and there was a request for a hearing at that meeting and also at the February 18, 1986 meeting but no action was taken.

Kay Kay called for a point of order, stating that according to Roberts Rules of Order a revote was applicable at the same meeting or at the next legislative day and must be moved by one of the prevailing side. Also, that in order to break rules of Parliamentary Procedure, it must be by 2/3 vote of the Council.

Motion by Allen, seconded by R. Watkins, to allow Louis LaBrie to speak. No vote was taken on the motion, Council asked for an opinion of the City Attorney.

Page Two

The City Attorney stated the Council could listen to LaBrie and then take action or not take action.

Mayor stated he felt anyone who was on the agenda to speak to the Council, should be allowed to speak. Discussion began on the adopting of Roberts Rules of Order.

Moved by Washom, seconded by Anderson, to recess for 15 minutes to allow the City Clerk to research to see if there is an Ordinance adopting Roberts Rules of Order. Motion declared carried.

Council reconvened at 7:52, with the City Clerk stating she had found no reference to Roberts Rules of Order Ordinance.

Moved by Kay Kay, to table until the City Attorney could check further to determine which rules govern the City Council. Motion died for a lack of second.

Moved by Allen, seconded by Anderson, to proceed with the Agenda. Motion declared carried. 4 nays - Kay Kay, Brown, LaTurner, J. Watkins.

LaBrie continued to address the City Council, stating he had previously addressed the City Council to ask for a hearing on the violation of Ordinance 85-8 Section 1. LaBrie asked that there be a roll call vote so that citizens may know who is against the investigation into the allegations, and also that Brown not vote because of his long friendship with Watkins, because it would be a conflict of interest.

CHERYL LaBRIE:

Cheryl LaBrie made a statement before the City Council, that she or her husband had not asked for J. Watkins to come to their house to discuss the tickets her husband had received, and they were not asked to be brought before the police committee. LaBrie stated there had been threats and she had lost her job because of the allegations, and she asked that the Council take action on the violation of the Code of Ethics.

Moved by Allen, seconded by Anderson, to set a hearing for the next City Council Meeting, on the allegations against J. Watkins, and the City Attorney should write the letter stating the allegations. Hearing would be open to the public, but conducted by the Council. Roll Call vote indicated:

- 5 - yeas - Anderson, Bullard, R. Watkins, Washom, Allen.
 - 3 - nays - Kay Kay, LaTurner, Brown
 - 1 - abstain - J. Watkins
 - 1 - absent - Jarvis
- Motion declared carried.

FLOOD PLAIN ORDINANCE:

Moved by Anderson, seconded by Kay Kay, to table the Flood Plain Ordinance until Planning & Zoning reviews it. Motion declared carried.

STORM SEWER -W. 9TH ST.:

Moved by Washom, seconded by Brown for the Street Committee to meet with the City Supt. to get estimate of cost of repairs for the storm sewer that collapsed on W. 9th Street. Motion declared carried.

VACATIONS:

Moved by Washom, seconded by Anderson to allow 1 weeks pay in lieu of vacation for Cheryl Haines. Motion declared carried.

Moved by Washom, seconded by Anderson, to allow 1 weeks pay in lieu of vacation for Howard Jarvis. Motion declared carried.

FURNACE MAINTENANCE:

Moved by Anderson, seconded by R. Watkins, to allow the Green Thumb worker do maintenance and repairs to the units in City Hall to prevent further repairs. Motion declared carried.

SPECIAL TRASH PICK UP:

Moved by Anderson, seconded by Kay Kay, to conduct a special trash pick-up of large items for Monday & Tuesdays Routes for April 5, and Wednesday & Thursday's routes on April 12. Dates to be published in the paper. Motion declared carried.

EXECUTIVE SESSION:

Moved by R. Watkins, seconded by Washom, to go into executive session at 8:29 for 15 minutes to confer with the Attorney with the Chief of Police to be included. Motion declared carried.

Council reconvened at 8:39.

CHAIN LINK FENCE:

Moved by Washom, seconded by Brown to purchase chain link fence not to exceed 200' and 42" high. Motion declared carried.

PARKS:

Moved by Washom, seconded by R. Watkins, to approve the purchase of a steel door and frame for the Scout Cabin at Schermerhorn Park at a cost of \$185.00. Motion declared carried.

Moved by R. Watkins, seconded by Anderson, to purchase roofing for shelters at parks. 10 squares of shingles would be \$20.85 per square and boards and metal edging not to exceed \$250.00. Motion declared carried

Moved by Washom, seconded by KayKay, to purchase a basketball hoop and steel chain net for \$18.00 and the park caretaker to make a backboard out of 3/4" plywood, also to purchase a nylon tennis net for \$95.00. Motion declared carried.

VACATION:

Moved by R. Watkins, seconded by Washom to allow Garry Abram 2 vacation days March 28 & 31. Motion declared carried.

PLANNING & ZONING HANDBOOKS:

Moved by Anderson, seconded by Kay Kay, to purchase handbooks for the Planning & Zoning Commission from the League of Municipalities "Kansas Planning Laws" and "Handbook for Kansas Planning Commissioners" at a cost of \$5.00 each. Motion declared carried.

MOBILE HOME ORDINANCE:

Planning & Zoning Commission members requested to meet with the Council Committee on Mobile Homes. Chairman of the Committee, Washom, declined to meet with them as did the other members of the committee.

Volunteers that are to meet with them are Anderson, Allen, Kay Kay.

FIRE DEPT. TRUCK:

Moved by Allen, seconded by R. Watkins, to reimburse the Fire Dept. approx. \$1800.00 for their expenses to fix up truck donated by Dr. Scorse. Motion declared carried.

Page Four

PAYROLL:

Moved by R. Watkins, seconded by Kay Kay to approve Payroll 86-5 in the amount of \$7764.36. Motion declared carried.

Moved by Anderson, seconded by R. Watkins, to approve Payroll 86-5A in the amount of \$8265.67. Motion declared carried.

Moved by R. Watkins, seconded by Brown, to approve Payroll 86-5B in the amount of \$211.41. Motion declared carried.

CLERK SCHOOL:

Moved by R. Watkins, seconded by Washom to approve expenses of \$106.50 for registration and motel room for 2 nights at \$44.00 per night, for the City Clerk School in Lawrence. Motion declared carried.


ADJOURNMENT:

Moved by J. Watkins, seconded by Washom, to adjourn the regular meeting of the City Council. Motion declared carried.



John O. Stephenson, Mayor

ATTEST:



Cheryl Haines, City Clerk

(SEAL)