

THE MEETING OF THE MINUTES OF THE CITY COUNCIL, GALENA, KANSAS, APRIL 7, 1970

The Galena City Council met in regular session in the council room April 7, 1970, 7 o'clock.

Present: Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett.

Absent: Councilman Martin.

Presiding: Mayor Frank P. Dillon.

Also present: City Marshal Karr, City Attorney Yount, Supt. of Public Works Piercefield, and Clerk Chesnutt.

Invocation: Mayor Dillon.

Councilman Watkins moved, seconded by Councilman Pittman, that the minutes of the preceding meetings March 13, 1970, and March 17, 1970, be accepted and placed on file as approved. Motion carried by a show of hands.

Mayor Dillon called an executive session at 7:05 p.m., and reconvened the meeting at 7:27 p.m.

Councilman Watkins moved, seconded by Councilman Tackett, that the city attorney be instructed to prepare an ordinance whereby Lot 1, of Shallenburger Third Addition to the City of Galena be rezoned from an R District to a R-2 District and that the city clerk be instructed to inform the residents in the area. On roll call the motion carried as follows: Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none.

Councilman Watkins moved, seconded by Councilman Pittman, that the Mayor be authorized to enter into contract with the firm of Oblinger - Smith to prepare the necessary application for re-certification of the Workable Program for Community Improvement. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Motion carried.

Councilman Watkins moved, seconded by Councilman Pittman, that the Mayor be authorized to enter into agreement, Troy Miller and his wife Marilyn Miller and Melvin Fry and his wife Lorraine Fry, being Parties of the First Part, for maintaining a landfill on property owned by forementioned subjects. On roll call the motion carried as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none.

Councilman Watkins moved, seconded by Councilman Pittman, that the grounds be posted denying dumping of car bodies in the landfill area. Motion carried by a show of hands.

Mayor Dillon read Bruce Lutz', electrical inspector, resignation. Councilman Pittman moved, seconded by Councilman Brown, that the resignation of Mr. Lutz be accepted. Motion carried by a show of hands.

Following the reading of Pat Bullard's resignation as cemetery sexton, Councilman Pittman moved, seconded by Councilman Brown, that said resignation be accepted. Motion carried by a show of hands.

Councilman Pittman moved, seconded by Councilman Tackett, that the resignation of Victor Bachman as Park Custodian be accepted. Motion carried by a show of hands.

Councilman Kaehler moved, seconded by Councilman Pittman, that Ordinance No. 898 be amended in order that property owners be allowed to use plastic on their private property and from their property clay pipe or tile be used on all city property.

Councilman Pittman moved, seconded by Councilman Noe, that the foregoing motion be amended to include that the use of plastic tile meet with city specifications. On roll call the vote was as follows: Yeas - Councilmen Pittman, Kitch, Sturgis, Noe, Bogle, Kaehler, and Tackett; Nays - Councilmen Brown and Watkins. Motion to amend carried and on roll call as amended the motion relating to the use of plastic tile on Ordinance No. 898 was as follows: Yeas - Councilmen Pittman, Kitch, Sturgis, Noe, Bogle, Kaehler, and Tackett; Nays - Councilmen Brown and Watkins.

Councilman Pittman moved, seconded by Councilman Watkins, that Article II, Section 402 should include a permit and inspection fee of Fifty Dollars for a residential or commercial building sewer permit and Seventy-Five Dollars for an industrial building sewer permit. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler and Tackett; Nays - none. Carried.

Councilman Watkins moved, seconded by Councilman Pittman, that Article III, Section 302 should include a permit and inspection fee of Five Dollars shall be paid to the City Clerk at the time of the application is filed. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none.

Councilman Pittman presented to the Governing Body the City Marshal's Report for the month of March, citing that fines in the sum of \$1439 and costs in the amount of \$365 had been received totaling \$1804; 17 dogs had been dispensed with and 4 dogs remained in the pound; 13 vehicles had received inspection @ .50, total \$6.50. Councilman Pittman moved, seconded by Councilman Watkins, that the City Marshal's Report be accepted and placed on file as approved. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Councilman Pittman moved, seconded by Councilman Brown, that \$350 be authorized to the Police Department for the purchase of summer clothing. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Noe, Watkins, and Tackett; Nays - Councilmen Kitch, Sturgis, Bogle, and Kaehler. Motion carried.

Councilman Pittman moved, seconded by Councilman Brown, that the Police Department be authorize to purchase gasoline from different merchants within the City on a monthly basis. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Sturgis, Noe, Watkins, and Tackett; Nays - Councilmen Kitch, Bogle, and Kaehler. Carried.

Councilman Pittman moved, seconded by Councilman Watkins, that 400' of 8' tile, approximate footage; 1 manhole; 4 tees to lay a sewer line between 20th and 21st Street in the Alley between Main and Short Street by City employees and purchased from the Industrial Fund. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Councilman Kaehler moved, seconded by Councilman Kitch, that all water customers be hooked-up within fourteen (14) days on Thirteenth Street. On roll call the vote was as follows: Yeas - Councilmen Kitch, Bogle, and Kaehler; Nays - Councilmen Pittman, Brown, Sturgis, Noe, Watkins, and Tackett. Motion lost.

Councilman Pittman introduced the following resolution:

BE IT RESOLVED, the following final bills be adjusted:

<u>Account</u>	<u>Name</u>	<u>Deposit</u>	<u>Loss</u>	<u>Refund</u>	<u>Final Reading Date</u>
#438	Johnny Smith	15.00	none	3.91	3/21/70

# 102	Donald J. Anderson	15.00	none	10.39	3/29/70
#1228	E. E. Hudson	15.00	.58	none	4/ 1/70
# 414	Jim Moss	10.00	14.24	none	2/25/70
# 368	Mrs. Norman Duncan	15.00	none	2.46	3/ 9/70
# 683	Elaine Ames	<u>15.00</u>	<u>none</u>	<u>11.39</u>	3/ 9/70
		85.00	14.82	28.15	

Councilman Pittman moved, seconded by Councilman Tackett, that the foregoing resolution be adopted. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Councilman Pittman moved, seconded by Councilman Watkins, that the Jaycees receive permission to the use the City's Barn on Short Street six (6) weeks prior to the Galena Day Celebration or all the space that was available within the barn. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Motion carried.

Councilman Pittman moved, seconded by Councilman Brown, that the following equipment be let for sale by bid within the next two weeks: 1 Utility 300 International Tractor Loader; 1 Shawnee Scout Backhoe and 18" bucket; 1 Ferguson Tractor, 195, good parts tractor; 14" plow to fit Massey Harris Pony Tractor; 1 set 1 row cultivator to fit Massey Harris Pony Tractor; 1 mower, fit Massey Harris pony tractor; 1 old loader frame and bucket; and that said notice be published in the Galena Sentinel-Times, The Columbus Advocate and The Baxter Springs Citizen; said bids would be opened at the next regular session. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Following a progress report presented by Don Williams, Building Inspector, Councilman Tackett suggested further investigation relating to 1970 building codes for the City be referred to Committee. No action was taken.

Councilman Watkins moved, seconded by Councilman Tackett, that Ordinance No. 612, an ordinance making appropriation for the payment of certain claims, be placed on roll call vote for adoption. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, and Tackett; Nays - Councilman Kaehler. Motion carried.

Mayor Dillon advised the Governing Body he wished to set aside April 26 - May 2 as clean-up week to comply with the Governor's Proclamation setting aside the aforementioned time as Clean-Up Week for the State of Kansas and that the City Workers would be used to pick up debris and litter during this time as scheduled by the Superintendent of Streets. Councilman Pittman moved, seconded by Councilman Tackett, that the Mayor's Proclamation for Clean-Up Week be approved by the Governing Body and that Street Department employees be used to pick up trash under Supt. Piercefield's supervision. Motion carried by a show of hands.

Councilman Pittman moved, seconded by Councilman Watkins, that the Mayor be authorized to enter into contract for laboratory service for the Swimming Pool with the Kansas State Department of Health, Environmental Health Services. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Motion carried.

Councilman Pittman moved, seconded by Councilman Brown, that the meeting be adjourned until the next regular session. Motion carried on a standing vote.

Mayor

Detty J. Cleannett

City Clerk