

MINUTES OF
REGULAR COUNCIL MEETING
APRIL 21, 1992

CALL TO ORDER:

The Regular Meeting of the Galena City Council was called to order Tuesday, April 21, 1992 at 7:00 p.m. in the Council Chambers with Roy Watkins, Mayor, presiding.

ROLL CALL:

Roll call indicated the following council members present: HAYES, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
ABSENT: ANDERSON, MEANS, KING, BURKYBILE

MINUTES:

Moved by TIPTON, seconded by GOURLEY to approve and place on file the minutes of the Regular Council Meeting of April 7, 1992.
AYES: HAYES, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

PLANNING & ZONING:

Moved by BYRD, seconded by STANSBERRY to place on file the minutes of the Planning & Zoning Commission Meeting of February 4, 1992.
AYES: HAYES, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

CHANNEL HOME OCC LICENSE:

Allen questioned whether the application for a greenhouse at 900 Joplin Street, which had been approved by the Planning & Zoning Commission, met the requirements for a Home Occupation License. He suggested it be returned to Planning & Zoning for clarification.

Moved by BYRD, seconded by ALLEN to refer the Channel request for a home occupation license back to Planning & Zoning to clarify whether it is acceptable under Home Occupation or whether it would need to be rezoned.
AYES: HAYES, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

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HARGIS HOME OCC LICENSE:

Moved by BYRD, seconded by GOURLEY to approved the application of Samuel Hargis for a home occupation license for a gunsmith shop at 817 Euclid.
AYES: HAYES, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

CDBG PUBLIC HEARING:

Mayor Watkins opened the public hearing for applications for the 1992 round of Community Development Block Grants. Paula Raskopf of Southeast Regional Planning explained the purpose of the grants. The council discussed applying for a grant for water lines. The water committee had met earlier with Rick Bair of Mid Kansas Engineering and he recommended the city apply for a grant of \$400,000 and to issue bonds for matching funds of \$400,000. The water committee is looking to raise water rates \$.25 per 1000 gallons to meet the city's matching funds.

The council discussed whether the people in town will accept another rate increase for water, due to the increase necessary for the sewer project. The water loss the city experiences has increased dramatically the last seven months.

The public was asked for their comment.

Stansberry stated the project of \$800,000 total would include water lines to residents inside the city limits who do not currently have city water service, and would replace lines and paint the water tower.

Moved by STANSBERRY, seconded by TIPTON to allow Mid Kansas to continue with the feasibility study and determine if the city can do a water project at this time.
AYES: BYRD, TIPTON, STANSBERRY, GOURLEY
NAYS: ALLEN, HAYES
Motion declared carried.

Moved by STANSBERRY, seconded by TIPTON to pursue a Community Development Block Grant for a water project.
AYES: BYRD, TIPTON, STANSBERRY,

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GOURLEY
NAYS: ALLEN, HAYES
Motion declared carried.

DISASTER DECLARATION:

Jerry Eckhardt, Emergency Preparedness Director, met with the council concerning action to be taken by the city should there be a local disaster. He recommended the city have a declaration of local disaster on file. He stated that if the Mayor was unable to sign the declaration, it would require the remaining council to declare a disaster. This declaration by the Mayor or Council would protect the city for 7 days from persons being able to sue for actions taken by the city during a disaster. The city has already adopted Emergency Preparedness Plans. These have been approved by the Federal Government, State Government, Cherokee County and the City.

SHOEMAKER DITCH:

The street committee recommends the city cut across Wood Street between the Harper and Shoemaker properties and install a whistle to allow for drainage.

Moved by BYRD, seconded by HAYES to approve placing a whistle across Wood Street between the Harper and Shoemaker Properties and clean out the ditch on the West side of Wood Street to the bottom of the hill.
AYES: HAYES, BYRD, TIPTON, STANSBERRY
NAYS: ALLEN, GOURLEY
Motion declared carried.

Allen read a letter sent to Mr Shoemaker in 1990 informing him he could not block the ditch and the city would install whistles if he would provide them. He read other correspondence between Mr. Shoemaker and the city concerning this ditch dating back to 1990.

Kenneth Harper stated he had received a complaint concerning his septic tank drainage in 1990 and had complied with the request of the city. However, after making these changes, his sewer is backing up in his yard. The ground will not absorb the water. He stated he does not feel the city should tear up Wood Street to satisfy one person.

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Sills stated he thought the committee had a good plan. Shoemaker should not have sewage running in front of his home.

Harper asked if he could run his lateral line with pipe down the ditch, under the road with the city whistle. This would solve his problem with the drainage of his septic tank.

Moved by STANSBERRY, seconded by GOURLEY to allow Harper to run an extension to his lateral line down the ditch and through the whistle to drain on the West side of Wood Street.

AYES: HAYES, BYRD, TIPTON, STANSBERRY, GOURLEY

NAYS: ALLEN.

Motion declared carried.

POOL MANAGERS:

The Personnel Committee interviewed for managers for the city swimming pool. The candidates they selected would not accept it for \$2500. Betty Wilkins requested \$3000 and Vicki and David Lawson requested \$3500. The managers last season received \$4000 and the applicants were aware of what was paid last year.

Moved by ALLEN to hire only one individual as pool manager.

Motion died for lack of second

The Personnel Committee recommends the council approve hiring David and Vicki Lawson as pool managers for a total salary of \$3500.

Moved by GOURLEY, seconded by HAYES to hire David and Vicki Lawson as swimming pool managers for the 1992 season at a total salary of \$3500.

AYES: HAYES, BYRD, TIPTON, STANSBERRY, GOURLEY

NAYS: ALLEN

Motion declared carried.

SEWER PROJECT:

The Sanitation Committee met with Rick Bair of Mid Kansas Engineering for a report on the sewer project. He informed them of the problems which had been encountered to date with the project.

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The contractor is having a problem with sluffing of trenches. They will have another engineer check on this and will have a recommendation at a later time. They will probably use asphalt instead of concrete.

Serrated stairs in stainless steel cannot be obtained. They will use flat stainless steel stairs in the wet well. There will also be a change in the conduit in the walls of the wet well.

There were problems with the Methodist and Saint's Memorial Churches due to the heavy rains over the weekend. Both churches had floor drains and the sewer lines backed up into the basements. This loss should be covered either by the churches' or the contractor's insurance and should not affect the city.

Mid. Kansas will meet with the Sanitation Committee monthly to keep the city current on the project.

LIBRARY BOARD:

The council packets included a letter from the City Attorney clarifying that, according to State Statute, members of the library board must be residents of the city.

The Council discussed allowing residents outside the city to be seated on the Board.

Moved by GOURLEY, seconded by STANSBERRY to draft a charter ordinance allowing 3 members of the board to reside outside the city limits, a total of 7 board members, and to eliminate the limited number of terms.

AYES: HAYES, ALLEN, TIPTON, STANSBERRY, GOURLEY

ABSTAIN: BYRD

NAYS: NONE

Motion declared carried.

11TH & WOOD:

Moved by TIPTON, seconded by STANSBERRY to send a letter to the contractor taking down the structure at 11th & Wood allowing 5 days to clean up the lot.

AYES: HAYES, ALLEN, TIPTON, STANSBERRY, GOURLEY, BYRD

NAYS: NONE

Motion declared carried.

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TURLEY FLORAL:

Jim Turley was not present to give the council a financial statement as requested.

STORM SIRENS:

The city clerk stated she had received information from one company concerning the sirens and will prepare the application.

MOBILE HOME PARK ORD:

City Attorney stated he had not reviewed all of the deviances sent to him. However, he explained that when you have two ordinances and one is more specific, you follow the one that is more specific.

WELL #4:

Superintendent Sills stated he had talked to Mr. Bridgeport from Layne Western concerning the warranty on Well #4. Mr Bridgeport asked Mr Sills to discuss with the council the idea of the city sharing the cost of replacing the pump in Well #4.

Stansberry stated the city is not convinced we were at fault. The city should not negotiate the city sharing any of the cost.

Moved by STANSBERRY, seconded by HAYES to allow Superintendent Sills to continue negotiations with Layne Western on the pump for Well #4.
AYES: HAYES, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

APPROPRIATIONS ORD 92-4:

Moved by BYRD, seconded by STANSBERRY to approve Appropriations Ordinance 92-4 in the amount of \$73,256.78.
AYES: HAYES, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

PAYROLL ORD 92-9:

Moved by BYRD, seconded by HAYES to approve Payroll Ordinance 92-9 in the amount of \$9,320.24 plus \$711.21 FICA and \$134.47 KPERS.
AYES: HAYES, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

PAYROLL ORD 92-9A:

Moved by STANSBERRY, seconded by HAYES to approve Payroll Ordinance 92-9A in the amount of \$9,399.30

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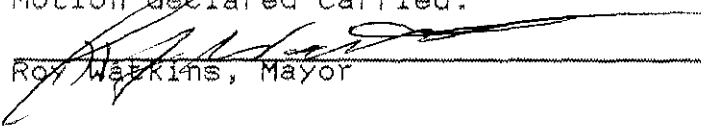
plus \$642.55 FICA and \$129.84 KPERS.
AYES: HAYES, BYRD, ALLEN, TIPTON,
STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

PAYROLL ORD 92-9B:

Moved by BYRD, seconded by HAYES to
approve Payroll Ordinance 92-9B in
the amount of \$867.30 plus \$66.35
FICA and \$15.61 KPERS.
AYES: HAYES, BYRD, ALLEN, TIPTON,
STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

ADJOURNMENT:

Moved by BYRD, seconded by
STANSBERRY to adjourn the Regular
Meeting of the Galena City Council.
AYES: HAYES, BYRD, ALLEN, TIPTON,
STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.



Roy Watkins, Mayor

ATTEST:



Jeanie Holstrom, City Clerk

(SEAL)

THE CITY CLERK ADMINISTERED THE OATH OF OFFICE TO NEWLY ELECTED COUNCIL MEMBERS, JERRY GABRIELSON, WILLIAM Z. SCOTT, BIRTCHELL HAYES, AND JERRY BYRD.

CALL TO ORDER:

The adjourned meeting of the City Council of the City of Galena was called to order Tuesday, April 21, 1992 at 9:10 p.m. in the Council Chambers with Roy Watkins, Mayor, presiding.

ROLL CALL:

Roll call indicated the following council members present: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD
ABSENT: BURKYBILE, MEANS

INDUSTRIAL PARK LIGHTS:

City Superintendent Sills requested two street lights be installed in the Industrial Park at a cost of \$22.49 per month.

Moved by STANSBERRY, seconded by BYRD to allow the installation of two street lights in the Industrial Park at a cost of \$22.49 per month.
AYES: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD
NAYS: NONE
Motion declared carried.

SEWER PROJECT LICENSES:

Superintendent Sills requested the council waive the \$25 city license fee to sub contractors on the sewer project. There will be many subcontractors working and some may work for only one day. They will work under the main contractors contract.

Moved by BYRD, seconded by ALLEN to waive the city license fee for subcontractors working on the sewer project.
AYES: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD
NAYS: NONE
Motion declared carried.

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4 YARD DUMPSTER:

Moved by HAYES, seconded by STANSBERRY to purchase one 4 yard dumpster at a cost of \$460.

AYES: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD,
NAYS: NONE
Motion declared carried.

PORTABLE RADIOS:

Superintendent Sills stated there was an incident at the landfill on Saturday and the operator had no radio to contact the police department. He requested he be allowed to purchase two radios. Prices for a Motorola Brand is \$435 with a 3 year warranty. He had obtained a price of \$469 on a different brand.

Moved by STANSBERRY, seconded by GOURLEY to purchase two portable two way radios at a cost of \$435 each to be paid out of the solid waste fund.
AYES: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD
NAYS: NONE
Motion declared carried.

CROSS CONNECTION MEETING:

Superintendent Sills stated there is a Cross Connection Workshop in Independence, Kansas on April 28. He requested Rex Gandy and Charles Sweet be allowed to attend this workshop. There is no registration fee.

Moved by STANSBERRY, seconded by BYRD to allow the two employees to attend the workshop.
AYES: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD
NAYS: NONE
Motion declared carried.

OFFICER TRAINING:

Chief Collins requested officers Hentz, Duncan, Lee, Wade, himself be allowed to attend seminars at MSSC with the cost not exceed \$400 to be paid from VIN.

Moved by BYRD, seconded by GOURLEY to allow the above

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officers to attend seminars at
MSSC at a cost not to exceed
\$400.

AYES: GABRIELSON, TIPTON,
STANSBERRY, GOURLEY, SCOTT,
HAYES, ALLEN, BYRD
NAYS: NONE

Motion declared carried.

POLICE CAR:

Chief Collins reported that
the city's bid of \$3500 had
been accepted on the 1988 Ford
police car and the car has
been received by the city and
is in service.

LEAF BLOWER REPAIRS:

Moved by GOURLEY, seconded by
TIPTON to approve repair on
the leaf blowers for the fire
department to Anderson Car
and Tractor in the amount of
\$202.17.

AYES: GABRIELSON, TIPTON,
STANSBERRY, GOURLEY, SCOTT,
HAYES, ALLEN, BYRD
NAYS: NONE

Motion declared carried.

ARMY TANK:

Moved by STANSBERRY, seconded
by GOURLEY to allow the army
tank to be placed in front of
City Hall and for the city to
prepare the area for the
concrete pad.

AYES: GABRIELSON, TIPTON,
STANSBERRY, GOURLEY, SCOTT,
HAYES, ALLEN
NAYS: BYRD

Motion declared carried.

LIBRARY SIDEWALK:

Moved by HAYES, seconded by
STANSBERRY to increase the
width of the sidewalk in front
of the Library from 4 feet to
6 feet.

AYES: GABRIELSON, TIPTON,
STANSBERRY, GOURLEY, SCOTT,
HAYES, ALLEN, BYRD
NAYS: NONE

Motion declared carried.

SWIMMING POOL PASSES:

Moved by GOURLEY, seconded by
STANSBERRY to donate season
individual passes to grades 1
through 6 for Liberty and
Spring Grove School last of
school parties.

AYES: GABRIELSON, TIPTON,
STANSBERRY, GOURLEY, SCOTT,
HAYES, ALLEN, BYRD,
NAYS: NONE

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Motion declared carried.

JTPA SUMMER EMPLOYEE:

Moved by STANSBERRY, seconded by BYRD to allow a JTPA student employee to work in the City Clerk's office.
AYES: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD
NAYS: NONE
Motion declared carried.

COURT CLERK EXPENSES:

Moved by STANSBERRY, seconded by GABRIELSON to allow additional expenses in the amount of \$40.69 for Nadine Smallwood's expenses for Court Clerk Conference.
AYES: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD
NAYS: NONE
Motion declared carried.

DOG & CAT CLINIC:

Moved by STANSBERRY, seconded by SCOTT to accept the bid of Dr James Hall for the dog and cat clinic on May 2.
AYES: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD
NAYS: NONE
Motion declared carried.

C OF C REFUND:

The Chamber of Commerce purchased a cereal malt beverage license to have a beer garden during the BBQ Cookoff and Car Show on April 4. They cancelled the plans for the beer garden. They request the city refund \$100 of the license fee since it was not used.

Moved by ALLEN, seconded by BYRD to refund the Chamber of Commerce \$100 for their cereal malt beverage license.
AYES: GABRIELSON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD
NAYS: TIPTON
Motion declared carried.

PERSONAL HOLIDAYS:

A copy of a proposed ordinance for establishing a personal holiday for city employees was included in the council packets.

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Moved by BYRD, seconded by TIPTON to approve the ordinance with the following corrections: Do not allow the holiday to be carried over to a following year and make it available on January 1 each year instead of the employee's anniversary date.
AYES: GABRIELSON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD, TIPTON
NAYS: NONE
Motion declared carried.

SEWER PROJECT EMPLOYEE:

Moved by STANSBERRY, seconded by BYRD to allow \$5200 instead of \$3500 in collections to remain in the sewer fund with the additional funds being used to pay the city employee who drives the 10 wheeler and fuel for the 10 wheeler while being used for the sewer project.
AYES: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD,
NAYS: NONE
Motion declared carried.

ASA MEMBERSHIP:

Moved by GOURLEY, seconded by STANSBERRY to pay the \$100 membership fee to the Amateur Softball Association for the 1992 season.
AYES: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD
NAYS: NONE
Motion declared carried.

COUNCIL PRESIDENT:

Moved by SCOTT, seconded by GOURLEY to postpone the election of a council president due to the absence of two council members.
AYES: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD
NAYS: NONE
Motion declared carried.

WONDER WICKER:

City Attorney explained to the council their position on the collateral which secures the Wonder Wicker loan. He requested they reaffirm their approval of disbursing the funds.

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Moved by TIPTON, seconded by STANSBERRY to authorize the disbursement of loan funds on the Wonder Wicker loan when the title clearance is completed.

AYES: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, BYRD

NAYS: HAYES, ALLEN
Motion declared carried.

ADJOURNMENT:

Moved by STANSBERRY, seconded by GOURLEY to adjourn the meeting of the Galena City Council.

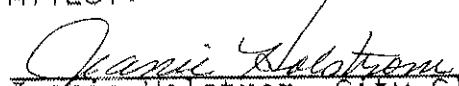
AYES: GABRIELSON, TIPTON, STANSBERRY, GOURLEY, SCOTT, HAYES, ALLEN, BYRD

NAYS: NONE
Motion declared carried.



Roy Watkins, Mayor

ATTEST:



Jeanie Holstrom, City Clerk

(SEAL)