

MINUTES OF COUNCIL MEETING HELD MAY 6, 1975.

COUNCIL MET IN REGULAR SESSION, MAYOR JACK MURRAY PRESIDING.

COUNCILMEN PRESENT:

DAVIES BANKSON JAY BARKER KAEHLER BOGLE LATURNER HANSBRAUGH

COUNCILMEN ABSENT:

BAILEY CHESNUTT

MINUTES OF THE COUNCIL MEETING HELD ON APRIL 15 AND MINUTES OF THE SPECIAL MEETING HELD ON APRIL 29 WERE PRESENTED TO THE COUNCIL FOR APPROVAL. MOTION WAS MADE BY COUNCILMAN JAY AND SECONDED BY COUNCILMAN LATURNER THAT THE MINUTES OF BOTH MEETINGS BE APPROVED AND PLACED ON FILE. MOTION CARRIED.

POLICE REPORT: COUNCILMAN BANKSON READ THE POLICE JUDGE REPORT IN THE AMOUNT OF \$912.00 FOR THE MONTH OF APRIL. MOTION WAS MADE BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN JAY THAT THE REPORT BE APPROVED AND PLACED ON FILE. MOTION CARRIED.

UNFINISHED BUSINESS: MAYOR MURRAY EXPLAINED TO COUNCIL THAT THE ORD. WITH EMPIRE DISTRICT ELECTRIC COMPANY HAD NOT BEEN ADOPTED AND THAT A REPRESENTATIVE FROM THE COMPANY WAS PRESENT TO ANSWER ANY QUESTIONS COUNCIL MAY HAVE TO ASK. MR. GARLAND LARGEN REPRESENTING THE COMPANY WAS PRESENT. COUNCILMAN KAEHLER ASKED THE QUESTION CONCERNING THE RESIDENCE REQUIREMENT. MR. LARGEN EXPLAINED THAT THE CONSTRUCTION CREW WAS THE ONLY DEPARTMENT THAT WAS REQUIRED TO MOVE WITH HIS JOB. HE EXPLAINED THAT THE EMPLOYEES ALL BID ON THE CONSTRUCTION JOBS WITH THE UNDERSTANDING THAT IF THEY GOT THE JOB THEY WERE REQUIRED TO MOVE TO THE LOCATION OF CONSTRUCTION. MR. LARGEN EXPLAINED THAT THERE WERE 48 EMPLOYEES WORKING FOR EMPIRE DISTRICT WHO RESIDE IN THE GALENA MAILING AREA. 13 OF THESE LIVE IN GALENA CITY LIMITS. THERE WOULD BE NO CHANCE OF THE COMPANY LEAVING TOWN SINCE THEY JUST CONSTRUCTED A NEW BUILDING HERE WITH A 25 YEAR LEASE. MOTION WAS MADE BY COUNCILMAN JAY AND SECONDED BY COUNCILMAN BOGLE TO PROCEED WITH THE SECOND READING OF THE ORDINANCE. MOTION CARRIED. THE ORDINANCE WAS THEN READ IN ITS ENTIRETY BY THE MAYOR. MOTION WAS MADE BY COUNCILMAN HANSBRAUGH AND SECONDED BY COUNCILMAN BANKSON THAT THE ORDINANCE BE ADOPTED AND PASSED ON THE SECOND READING AND THAT THE THIRD READING NOT BE REQUIRED. THE ADOPTION TO BE  
X DONE BY ROLL CALL VOTE. 7 YEA 1 NAY. MOTION CARRIED AND THE ORDINANCE WAS ADOPTED.  
(Kaehler)

WATER REPORT: COUNCILMAN KAEHLER GAVE THE WATER REPORT FOR THE MONTH OF APRIL. MOTION WAS MADE BY COUNCILMAN KAEHLER AND SECONDED BY COUNCILMAN BANKSON THAT THE REPORT BE APPROVED AND PLACED ON FILE. MOTION CARRIED.

PARKS: COUNCILMAN LATURNER STATED THAT TOM WADE WOULD LIKE TO USE THE TENNIS COURT FOR A ONE DAY TENNIS TOURNAMENT. MOTION WAS MADE BY COUNCILMAN LATURNER AND SECONDED BY COUNCILMAN JAY THAT PERMISSION BE GIVEN TO TOM WADE TO USE THE TENNIS COURT. MOTION CARRIED. COUNCILMAN LATURNER STATED THAT THE SWIMMING POOL WOULD BE OPENING SOON AND THE TICKETS NEEDED TO BE ORDERED. HE WOULD LIKE TO SEE THE PRICE RAISED FOR INDIVIDUAL AND SEASON PASSES. MOTION WAS MADE BY COUNCILMAN LATURNER THAT THE SEASON TICKETS BE SOLD FOR \$30.00 AND INDIVIDUAL TICKETS WOULD BE .50 FOR STUDENTS AND .75 FOR ADULTS. MOTION WAS SECONDED BY COUNCILMAN DAVIES. MOTION CARRIED.

FINANCE COMMITTEE: COUNCILMAN HANSBRAUGH EXPLAINED THAT IN APRIL WE HAD RECEIPTS TOTALING \$14,616.96 AND THAT EXPENDITURES WERE \$26,615.38. THEREFORE LEAVING A DEFICIT IN THE ACCOUNT IN THE AMOUNT OF \$11,998.42

PAYROLL ORDINANCE 75-10 WAS PRESENTED TO COUNCIL FOR APPROVAL. MOTION WAS MADE BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN HANSBRAUGH THAT ORD. 75-10 BE APPROVED FOR PAYMENT. MOTION CARRIED.

THE MAYOR ASKED FOR A MOTION TO ADJOURN SO THE OLD COUNCILMAN MEMBERS COULD GIVE UP THEIR DUTIES AND THE NEW MEMBERS BE SWORN IN. MOTION WAS MADE BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN DAVIES THAT COUNCIL ADJOURN FOR TWENTY MINUTES. MOTION CARRIED.

COUNCIL RECONVENED WITH THE NEW COUNCIL MEMBERS. COUNCILMAN KAEHLER GAVE THE OATH OF OFFICE TO MAYOR JACK MURRAY. THE MAYOR THEN GAVE THE OATH OF OFFICE TO THE NEW ELECTIVE MEMBERS OF THE COUNCIL CONSISTING OF COUNCILMEN LATURNER, BANKSON, BOGLE, AVICOLA AND HANSBRAUGH.

EXPENSE MONEY: COUNCILMAN BARKER EXPLAINED THAT WAYNE IPOCK WANTED TO GO TO RUSSELL KANSAS TO ATTEND A TWO DAY SCHOOL TO TAKE TESTS. WOULD LIKE TO ADVANCE HIM \$150.00 EXPENSE MONEY AND THAT HE WILL RETURN WHAT HE DOESN'T USE. RICK CHARLES WANTS TO GO WITH HIM, BUT HE WILL PAY HIS OWN EXPENSES BUT HE IS TO RECEIVE HIS REGULAR PAY WHILE OFF. MOTION WAS MADE BY BARKER AND SECONDED BY BOGLE. MOTION CARRIED WITH 4 YEAS 3 NAYS.

TAXI CAB: OTIS ATKINS PRESENTED AN APPLICATION TO OPERATE A TAXI CAB IN GALENA. HIS APPLICATION WAS READ TO THE COUNCIL BY MAYOR MURRAY. MOTION WAS MADE BY COUNCILMAN AVICOLA AND SECONDED BY COUNCILMAN KAEHEER THAT THE APPLICATION BE GRANTED. MOTION DID NOT CARRY WITH 2 YEAS AND 7 NAYS. THE MAYOR THEN APPOINTED A COMMITTEE OF COUNCILMAN BANKSON, JAY AND LATURNER TO PREPARE A LETTER OF RESPONSE AS TO THE REASON FOR THE DENIAL OF THE APPLICATION ON BEHALF OF THE CITY COUNCIL AND REPORT AT THE NEXT MEETING.

CIVIL DEFENSE: COUNCILMAN JAY NOTED THAT THE CIVIL DEFENSE WAS HAVING A MEETING ON MAY 15 AT 7:30 P.M. AND HE WOULD LIKE TO SEE THE COUNCILMEN PRESENT TO SHOW THEIR SUPPORT.

BUCHER & WILLIS: MAYOR MURRAY BROUGHT TO COUNCIL ATTENTION THAT THE CITY HAD APPLIED FOR A TEMPORARY SEWER PERMIT WHICH WE HAVE ALREADY RECEIVED. THERE ARE SEVERAL REQUIREMENTS THE CITY MUST DO IN ORDER TO COMPLY WITH THE PERMIT. A NOTICE OF A PUBLIC HEARING HAD TO BE POSTED; IT HAS BEEN SO DONE, AND STARTING THE FIRST OF JULY TESTS AND REPORTS WILL HAVE TO BE DONE. HE STATED THAT HE HAD BEEN CONTACTED BY THE FIRM OF BUCHER AND WILLIS AND THAT MR. BILL STRAIT WAS PRESENT TONIGHT TO OFFER THE CITY A MOBILE LAB TO RUN THE NECESSARY SAMPLES AND TO SEND IN THE NECESSARY REPORTS. MR. STRAIT EXPLAINED THAT EPA REQUIRED THESE TESTS AND THAT FOR THE PRESENT THERE WERE FIVE TESTS THAT NEEDED TO BE DONE. HIS FIRM WOULD RUN THE TESTS, FILL OUT THE REPORTS AND SEND THEM TO THE STATE, CITY AND KEEP ONE FOR THEIR FILES FOR A FEE OF \$47.00 A QUARTER. HE STATED THAT HE WOULD SUBMIT A CONTRACT TO THE CITY IF THEY WANTED TO USE THEIR SERVICES. THE MAYOR THANKED MR. STRAIT FOR COMING BEFORE THE COUNCIL AND HE POINTED OUT TO THE COUNCIL THAT THIS HAD TO BE DONE AND THAT THERE WAS NO WAY FOR THE CITY TO GET OUT OF DOING THEM. HE SUGGESTED THAT THEY MIGHT WANT TO CONTACT OTHER FIRMS, OR TOWNS OR SEE ABOUT BUILDING A LAB FOR THE CITY.

MAYOR MURRAY STATED THAT HE WOULD LIKE TO HAVE A "CLEAN UP WEEK" DESIGNATED IN THE MONTH OF MAY AND THAT THE RESIDENTS COULD SET TRASH AT CURB SIDE AND CITY TRUCKS WOULD BE AROUND TO PICK IT UP. MOTION WAS MADE BY COUNCILMAN KAEHLER THAT THE WEEK OF MAY 19 BE SET ASIDE FOR "CLEAN UP" AND THAT THE PICK UP BE DONE BY WARDS. SECOND BY COUNCILMAN BANKSON. MOTION CARRIED WITH A NOTICE TO BE PLACED IN THE PAPER.

MAYOR MURRAY INFORMED THE COUNCIL THAT A NOTICE TO TERMINATE THE LEASE OF THE GAS OFFICE COMPANY HAD BEEN RECEIVED BY THE OWNER OF THE BUILDING MR. FRED BRAUN AND THAT MR. BRAUN HAD NOTIFIED HIM. MOTION WAS MADE BY COUNCILMAN KAEHLER AND SECONDED BY COUNCILMAN BOGLE THAT A LETTER BE SENT TO THE GAS COMPANY OF OUR OBJECTIONS TO CLOSING THE GAS OFFICE ALONG WITH THE PETITION FROM THE RESIDENTS AND BUSINESSES AND THAT THE COUNCIL GO ON RECORD AS BEING OPPOSED TO IT. MOTION CARRIED. UNANIMOUSLY

MAYOR MURRAY POINTED OUT THAT ONE OF THE FIRST DUTIES OF THE NEW COUNCIL WAS TO ELECT A PRESIDENT OF THE COUNCIL TO FILL IN IN CASE OF ABSENCE OF THE MAYOR. AT THIS TIME THE MAYOR LEFT THE ROOM. MOTION WAS MADE BY COUNCILMAN BOGLE AND SECONDED BY COUNCILMAN BARKER THAT GEO. HANSBRAUGH BE PRESIDENT. MOTION WAS THEN MADE BY COUNCILMAN BARKER AND SECONDED BY COUNCILMAN JAY THAT NOMINATIONS BE CLOSED. MOTION CARRIED MAKING GEO. HANSBRAUGH THE PRESIDENT OF THE COUNCIL. THE MAYOR WAS CALLED BACK INTO THE ROOM AND TOLD THE ELECTION OF THE PRESIDENT. MEETING CONTINUED.

AT THIS TIME THE MAYOR STATED THAT A LIST OF ALL THE APPLICATIONS HE HAD RECEIVED HAD BEEN GIVEN TO EACH COUNCIL MEMBER AND THAT IF THE COUNCIL WANTED TO GO OVER THE APPLICATIONS THEY COULD HAVE AN EXECUTIVE SESSION. MOTION WAS MADE BY COUNCILMAN JAY AND SECONDED BY COUNCILMAN BANKSON THAT COUNCIL GO INTO EXECUTIVE SESSION TO DISCUSS THE APPLICATIONS AND THAT THE SESSION COULD LAST FOR ONE HOUR BUT NO MORE. MOTION CARRIED.

COUNCIL RECONVENED IN ONE HOUR. MAYOR MURRAY PROCEEDED WITH MAKING THE APPOINTMENTS OF CITY JOBS WITH CONFIRMATION OF EACH APPOINTMENT TO BE MADE BY COUNCIL. SINCE THERE WAS ONLY ONE APPLICATION TURNED IN ON SOME OF THE JOBS THE MAYOR ASKED THAT THEY BE VOTED ON AT ONE TIME. HE THEN PRESENTED THE FOLLOWING POSITIONS AND NAMES FOR CONFIRMATION. CHIEF OF POLICE, WILLIAM KARR; PATROLMAN, ROBERT TURNER, BILL LYERIA, JOHN STEPHENSON, LARRY COLLINSWORTH; PARK CARETAKER, CLARA M. HARGIS; CEMETERY SEXTON, HARVEY JONES;

FIRE CHIEF, GEO. HANSBRAUGH; ASSIST. FIRE CHIEF, HOWARD LITC H; SECOND ASSIST. FIRE CHIEF, JOHN ALLEN, FIRE TRUCK DRIVER, ED BEYER; RELIEF FIRE TRUCK DRIVER, JOHN ALLEN; METER READER, WAYNE IPOCK; POOL MANAGER, ROY HOPKINS, MERCHANT POLICE, RUSSELL BROCK; STOCK MARSHALL, ORVILLE EPPERSON; BUILDING INSPECTOR, NEAL MENZIE; AUX. POLICEMAN: GARY ABRAM, JIM BASH, HARRY BEYER, FRANK FRY, IRA KELLY, WILLIAM LAMB, JACK LATURNER, CHARLES SLIGER, DON SPURLOCK AND REV. ROBERT THOMAS; SCHOOL GUARD PATROL: EARL LECKNER, JANET HENDYRX. MOTION WAS MADE BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN IA-TURNER THAT THE APPOINTMENTS BE CONFIRMED. MOTION CARRIED UNANIMOUSLY.

THE MAYOR PRESENTED THE NAME OF GEORGE HERRELSON FOR CONFIRMATION AS CITY ATTORNEY. MOTION WAS MADE BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN DAVIES THAT THE APPOINTMENT BE CONFIRMED. ON ROLL CALL VOTE THERE WAS 7 YEAS AND 2 NAYS. CONFIRMATION APPROVED.

THE MAYOR PRESENTED THE NAME OF ROBERT BROWN FOR CONFIRMATION AS MUNICIPAL JUDGE. MOTION BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN JAY THAT THE APPOINTMENT BE CONFIRMED. ON ROLL CALL VOTE THERE WAS 7 YEAS AND 2 NAYS. CONFIRMATION APPROVED.

THE MAYOR PRESENTED THE NAME OF MARILYN WALLACE FOR CONFIRMATION AS SECRETARY. MOTION WAS MADE BY COUNCILMAN HANSBRAUGH AND SECONDED BY COUNCILMAN LATURNER THAT THE APPOINTMENT BE CONFIRMED. ON ROLL CALL VOTE THERE WAS 6 YEAS AND 3 NAYS (BANKSON, DAVIES, JAY) CONFIRMATION APPROVED.

THE MAYOR PRESENTED THE NAME OF CHARLES STAPLETON FOR CONFIRMATION AS SUPERINTENDENT OF PUBLIC WORKS. MOTION WAS MADE BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN JAY THAT THE APPOINTMENT BE CONFIRMED. ON ROLL CALL VOTE THERE WAS 6 YEAS AND 2 NAYS AND 1 ABSTAIN. (HANSBRAUGH AND BOGLE NAYS AND DAVIES ABSTAINED) CONFIRMATION APPROVED.

THE MAYOR PRESENTED THE NAME OF MARY ANN LITTLE FOR CONFIRMATION AS CITY CLERK. MOTION BY COUNCILMAN HANSBRAUGH AND SECONDED BY COUNCILMAN KAEHLER THAT THE APPOINTMENT BE CONFIRMED. ON ROLL CALL VOTE THERE WAS 4 YEAS 4 NAYS 1 ABSTAINED (BANKSON, DAVIES, JAY, LATURNER VOTED NAY, BOGLE ABSTAINED). MAYOR MURRAY WOULD NOT BREAK THE TIE SO COUNCILMAN DAVIES ASKED FOR A SECOND ROLL CALL VOTE AND IT WAS SECONDED BY COUNCILMAN BANKSON. ON ROLL CALL VOTE THERE WAS 3 YEAS AND 6 NAYS (BANKSON, DAVIES, JAY, LATURNER, BOGLE, BARKER) CONFIRMATION FAILED.

THE MAYOR PRESENTED THE NAME OF JACK LATURNER FOR CONFIRMATION AS CITY CLERK. MOTION BY COUNCILMAN JAY AND SECONDED BY COUNCILMAN DAVIES THAT THE APPOINTMENT BE CONFIRMED. ON ROLL CALL VOTE THERE WAS 6 YEAS AND 3 NAYS (HANSBRAUGH, KAEHLER, AVICOLA). CONFIRMATION APPROVED.

THE MAYOR THEN ASKED MRS. LITTLE IF SHE WOULD TAKE THE POSITION OF ASSIST. CITY CLERK. AFTER SOME HESITATION SHE SAID SHE WOULD, SO THE MAYOR PRESENTED HER NAME FOR CONFIRMATION AS ASSIST. CITY CLERK. MOTION BY COUNCILMAN HANSBRAUGH AND SECONDED BY COUNCILMAN KAEHLER THAT THE APPOINTMENT BE CONFIRMED. ON ROLL CALL VOTE THERE WAS 7 YEAS AND 2 NAYS (BANKSON AND JAY). CONFIRMATION APPROVED.

THE MAYOR STATED THAT THE SEWAGE OPERATOR JOB WOULD NOT BE FILLED AT THIS TIME. COUNCILMAN BARKER SUGGESTED THAT AN ORDINANCE BE DRAWN UP AND APPROVED SO THAT THE JOB WOULD BE AN APPOINTIVE ONE.

MOTION WAS MADE BY COUNCILMAN JAY AND SECONDED BY COUNCILMAN LATURNER THAT THE MEETING ADJOURN. MOTION CARRIED.

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JACK N. MURRAY, MAYOR

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CITY CLERK