

## MINUTES OF THE MEETING OF THE CITY COUNCIL, GALENA, KANSAS, MAY 7, 1970

The Council of the City of Galena, Kansas, met in regular session May 7, 1970, 7 o'clock, at the city building in the council-room.

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

Absent: Councilman Martin.

Presiding: Mayor Frank P. Dillon.

Invocation: Mayor Dillon.

Councilman Kaehler moved, seconded by Councilman Pittman, that the bids be tabled until next meeting. On roll call the vote was as follows: Yeas - Councilmen Pittman, Kitch, Sturgis, Noe, Bogle, Kaehler, and Tackett; Nays - Councilmen Brown and Watkins. Carried.

Councilman Watkins moved, seconded by Councilman Brown, that no more bids be accepted except that which had already been received. On roll call the vote was as follows: Yeas - Councilmen Brown and Watkins; Nays - Councilmen Pittman, Kitch, Sturgis, Noe, Bogle, Kaehler, and Tackett. Motion lost.

Mayor Dillon announced that if no further discussion on the minutes were needed, the minutes would be accepted as they were presented.

Councilman Noe moved, seconded by Councilman Bogle, that the city attorney notify the owner of the property where Art Striegel, 200 West Seventh Street, operated his place of business to clean up the property and the property owner adjacent to said address to clean up the property. 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 the City of Galena accept the offer from the Housing Authority to purchase the land known as Site C. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Sturgis, Noe, Watkins, Bogle, and Kaehler; Nays - Councilmen Kitch and Tackett.

Councilman Pittman moved, seconded by Councilman Tackett, that the Mayor be granted the authority to utilize the receipts from the sale of land known as Site C from the Housing Authority to enlarge and improve the Park Department. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Sturgis, Noe, Watkins, Bogle, and Tackett; Nays - Councilmen Kitch and Kaehler. Carried.

Councilman Pittman presented the City Marshal's Report for the month of April, 1970, wherein a total of fines and costs of \$1314 were received, 14 dogs were impounded, 4 dogs were returned to their owners, 28 vehicles were inspected. Councilman Pittman moved, seconded by Councilman Brown, 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. Motion carried.

Councilman Tackett moved, seconded by Councilman Pittman, that Billie Carl Shoemaker, 22nd and Wood Street, be granted permission to use city water. 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 Tackett, that the Mayor's appointment of Helen Yount as city attorney be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Kitch, Sturgis, Watkins, Bogle, Kaehler, and Tackett; Nays - Councilmen Pittman, Brown, and Noe. Carried.

Mayor Dillon appointed Bud Piercefield as Superintendent of Public Works. Councilman Tackett moved, seconded by Councilman Pittman, that the appointment be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Mayor Dillon appointed Betty Chesnutt as city clerk. Councilman Tackett moved, seconded by Councilman Pittman, that the appointment be confirmed by roll call vote of the Governing Body. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Sturgis, Noe, Watkins, Bogle, and Tackett; Nays - Councilmen Kitch and Kaehler. Carried.

Mayor Dillon appointed Norma Lutz as assistant to the city clerk. Councilman Pittman moved, seconded by Councilman Tackett, that the appointment be confirmed by roll call vote of the Governing Body. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Sturgis, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Mayor Dillon appointed Harvey Jones as cemetery sexton. Councilman Tackett moved, seconded by Councilman Pittman, that the appointment be confirmed by roll call vote by the Governing Body. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Mayor Dillon appointed Marion Merrill as park custodian. Councilman Tackett moved, seconded by Councilman Watkins, that the appointment of same be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none.

Mayor Dillon appointed Claude Kennedy as municipal judge. Councilman Pittman moved, seconded by Councilman Watkins, that the appointment be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Mayor Dillon appointed Bruce Lutz as electrical inspector. Councilman Pittman moved, seconded by Councilman Watkins, that the appointment be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none; carried.

Councilman Tackett moved, seconded by Councilman Watkins, that the Mayor's appointment of Don Williams be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Mayor Dillon appointed Bud Piercefield as plumbing inspector. Councilman Pittman moved, seconded by Councilman Brown, that the appointment be confirmed by the Governing Body on roll call vote. Motion carried on roll call as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Councilman Tackett introduced Ordinance No. 904 and entitled:

AN ORDINANCE RELATING TO ZONING ALLOWING LOT 1 OF SHALLENBURGER THIRD ADDITION TO THE CITY OF GALENA, KANSAS TO BE REZONED FROM AN R-DISTRICT TO AN R-2 DISTRICT AND DIRECTING THE CITY CLERK TO GIVE NOTICE THEREOF AS PROVIDED BY LAW.

Councilman Pittman moved, seconded by Councilman Bogle, that Account No. 639, C. F. Bryant, water bill be adjusted to an average bill of \$3.11 each for two months from a \$48.85 resulting from a leak created by the City Water Department. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett. Carried.

Following general discussion it was agreed that a dog clinic would be held on May 15th from the hours of 4 p.m. to 6 p.m., and on May 16 between the hours of 2 p.m. and 6 p.m., and same should be published.

Councilman Pittman moved, seconded by Councilman Noe, that the matter of the complaint relating to planting of shrubbery or closing of the alley between Sixth and Seventh Street and in the vicinity of Keller and Mineral be looked into by the city attorney to determine possible disposition of same. Motion carried by a show of hands.

Councilman Pittman moved, seconded by Councilman Brown, that the city attorney be instructed to draw up ordinances relating to trespassing, narcotics, and whereby a police officer would be enabled to sign a complaint without going through county offices. Motion carried by a show of hands.

Councilman Bogle moved, seconded by Councilman Tackett, that the city ordinances relating to the nuisance of livestock be republished in the local paper thereby advising citizens of the steps they might take. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none.

Councilman Kaehler moved, seconded by Councilman Pittman, that the sale for the Market Square be readvertised giving the description and amount of frontage of the property on Highway 66. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Bogle, Kaehler, and Tackett; Nays - Councilman Watkins. Carried.

Following the appointment of William Karr as City Marshal by Mayor Dillon, Councilman Pittman moved that the Mayor's appointment be confirmed by roll call vote of the Governing Body. Councilman Brown seconded the motion. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Sturgis, Noe, Watkins, Bogle, and Tackett; Nays - Councilmen Kitch and Kaehler.

Mayor Dillon appointed Frank Fry as patrolman. Councilman Watkins moved, seconded by Councilman Pittman, that same be confirmed by roll call vote. Motion carried on roll call vote as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler and Tackett.

Mayor Dillon appointed Lester Adams as patrolman. Councilman Tackett moved, seconded by Councilman Pittman, that the appointment of Lester Adams be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett. Carried.

Councilman Pittman moved, seconded by Councilman Noe, that the Mayor's appointment of Robert Turner be confirmed by the Governing Body on roll call vote. Motion carried as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett. Carried.

Mayor Dillon appointed Bob McPherson as sergeant. Councilman Pittman moved, seconded by Councilman Noe, that the Mayor's appointment of Bob McPherson be confirmed by the Governing Body on roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Noe, Watkins, Kaehler, and Tackett; Nays - Councilmen Kitch, Sturgis, and Bogle. Carried.

Councilman Tackett moved, seconded by Councilman Pittman, that the aforementioned ordinance 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, Kaehler, and Tackett; Nays - none. Carried.

Councilman Tackett introduced the following resolution:

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS: That the low bid for construction of Sewer Project Metropolitan Development, Kans-WS-73 be, and it is hereby awarded to Braum Excavating Co., of St. Louis, Missouri after opening and consideration of all bids submitted according to advertisement and as provided by law in such cases.

Done at Galena, Kansas, at the regular meeting of the governing body of the City of Galena, Kansas, May 5, 1970.

\_\_\_\_\_  
Mayor

Attest:

(Seal)

\_\_\_\_\_  
City Clerk

Councilman Tackett moved, seconded by Councilman Pittman, that the foregoing resolution 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, Kaehler, Tackett; Nays - none. Carried.

Councilman Tackett moved, seconded by Councilman Pittman, that the foregoing resolution include the following:

BE IT FURTHER RESOLVED that the City of Galena enter into appropriate contracts and execute any and all necessary documents and papers requisite and proper in the premises.

On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, Tackett; Nays - none. Motion carried.

Councilman Tackett moved, seconded by Councilman Watkins, that the city attorney be instructed to draw up an ordinance making in mandatory that all hourly city employees retire when and if they reached the age of 65. On roll call the vote was as follows: Yeas - Councilmen Brown, Kitch, Sturgis, Noe, Watkins, Kaehler, and Tackett; Nays - Councilman Pittman; Abstained - Councilman Bogle. Carried.

Mayor Dillon announced to the Governing Body that he had declared the 28th and 29th day of May as Poppy Day in memoray and gratitude to the men of this country who have risked or lost their lives in fulfilling their obligations as American citizens.

Councilman Pittman moved, seconded by Councilman Watkins, that Ordinance No. 614, an ordinance making appropriation for the payment of certain claims, be placed on roll call for adoption. Councilman Tackett moved, seconded by Councilman Pittman, to amend Ordinance No. 614 to include payment in the

sum of \$60 for 100' of 5/8" welding material. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - Councilman Kitch. Amendment carried. On roll call for passage of the ordinance as amended the vote was as follows: Yeas - Councilmen Pittman, Brown, Sturgis, Noe, Watkins, Bogle, and Tackett; Nays - Councilmen Kitch and Kaehler. Carried.

Councilman Pittman moved, seconded by Councilman Watkins, to look into the matter of defraying expenses of the building inspector's in the use of his private auto. Motion carried by a show of hands.

Councilman Pittman moved, seconded by Councilman Tackett, that the City extend their thanks and gratitude in writing to Pete Lowe for the use of his equipment in hauling 400' of tile from Pittsburg, Kansas, to Galena free of charge. Motion carried by a show of hands.

Councilman Pittman moved, seconded by Councilman Watkins, that the city superintendent be advised to open up the road to the new landfill and the property be posted to prevent cars being dumped into the new cave. 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 Tackett, that the Governing Body extend an invitation to Congressman Joe Skubitz to be the honorary guest of the Galena Day Celebration, June 6, 1970, and that an expression of thanks for all the help that he has given the City be given. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Sturgis, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Mayor Dillon declared passage of the motion.

Councilman Pittman moved, seconded by Councilman Watkins, that the meeting be adjourned. Motion carried on a standing vote.

---

Betty B. Chaswell  
City Clerk