

MINUTES OF THE MEETING OF THE CITY COUNCIL, GALENA, KANSAS, JUNE 2, 1970

The Council of the City of Galena, Kansas, met in regular session June 2, 1970, 7 o'clock, at the city building in the council-room.

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

Absent: Councilmen Martin, Sturgis, and Bogle.

Presiding: Mayor Frank P. Dillon

Also present: City Attorney Yount, City Marshal Karr, and Clerk Chesnutt.

Councilman Bogle entered the council-room at 7:05 o'clock and took his place at the council-table.

Councilman Watkins moved, seconded by Councilman Pittman, that the reading of the minutes be dispensed with and placed on file. Motion carried by a show of hands.

The application for mobile home and trailer permit submitted by C. W. Edwards, 1609 South Main, requesting permission to park a 12x50, Elk River, FR94721, at 1609 South Main, on a 75x140 size lot, was read to the Governing Body. Councilman Pittman moved, seconded by Councilman Bogle, that the permit be granted to Mr. Edwards for a trailer at 1609 South Main. On roll call vote the motion carried as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Kaehler, Bogle, and Tackett; Nays - none.

An application from Bob Murray to park a 12x60 trailer on the property at 309 East 11th for rental property was read in full to the Governing Body. Councilman Pittman moved, seconded by Councilman Bogle, that permission to park said trailer at 309 East 11th be granted. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Motion carried.

The application of DeWayne Hansen to locate a 8x40 trailer at 23rd and Galena Avenue on a lot 135'x140' was read. Councilman Watkins moved, seconded by Councilman Kaehler, that the permit be granted to Mr. Hansen to park a trailer at the given address. On roll call the vote was as follows: Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Tackett, and Kaehler; Nays - none. Motion carried.

Councilman Noe moved, seconded by Councilman Watkins, that the city attorney be instructed to contact Jack Humble and inform him that debris being stored around his place of business had been drawn to the attention of several councilmen as being unsightly and that complaints had also been received relating to unusual amounts of dust created by his place of business and request that the firm eliminate same. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

A group of citizens living on the perimeter just beyond the city limits was present at the meeting and Abe Brown acted as their spokesman. Mr. Brown asked for assistance from the city relating to the air pollution created by The Eagle-Picher Company.

Councilman Pittman moved, seconded by Councilman Bogle, that the city attorney look into the matter of air pollution created by The Eagle-Picher Company, to determine if possible projected plans of the firm in controlling the problem and be authorized to take the legal steps, if necessary, to eliminate the pollution of both air and water. On roll call the vote was

as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. The Chair declared the motion passed.

Councilman Kaehler reported to the Governing Body that he had received a complaint relating to the alley between Wood and Chicago on Eleventh and Twelfth Street and asked that the Service Committee look into the matter to determine whether or not the alley was ever opened or whether plans to open same had been made.

Councilman Pittman moved, seconded by Councilman Brown, that the City Marshal's Report for the month of May, 1970, wherein 1 cat for rabies had been tested, 1 cat had been disposed of, 18 cars were inspected, 4 dogs were confined for rabies testing, 1 dog remaining in the pound at the present time, a total of \$1105 of fines and costs of \$335 were collected, be placed on file as approved. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Councilman Kaehler moved, seconded by Councilman Pittman, that the Service Committee purchase appropriate decals and place same on all city equipment. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Councilman Pittman moved, seconded by Councilman Brown, that the city purchase radar equipment in the sum not to exceed \$900 pending approval of the State of Kansas purchasing an equal amount of radar equipment. Councilman Bogle moved, seconded by Councilman Kaehler, to table the matter until the next regular session. On roll call the vote was as follows: Yeas - Councilmen Kitch, Bogle, and Kaehler; Nays - Councilmen Pittman, Brown, Noe, Watkins, and Tackett. Motion was lost. On roll call to purchase the equipment (radar) was as follows: Yeas - Councilmen Pittman, Brown, Noe, Watkins, and Tackett; Nays - Councilmen Kitch, Bogle, and Kaehler. Motion declared passed by Mayor Dillon.

Mayor Dillon appointed Wayne Ipock as meter reader in the Water Department. Councilman Pittman moved, seconded by Councilman Noe, that the Mayor's appointment of Mr. Ipock as meter reader be placed on roll call vote for adoption. On roll call the vote was as follows: Yeas - Councilmen Pittman, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - Councilman Brown. Carried.

Mayor Dillon appointed Clyda Reed as police matron. Councilman Tackett moved, seconded by Councilman Pittman, that the Mayor's appointment of Mrs. Reed as police matron be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett. Carried.

Mayor Dillon appointed Don Noe as auxiliary policeman. Councilman Pittman moved, seconded by Councilman Brown, that the appointment of Don Noe be confirmed by roll call vote of the Council. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Watkins, Bogle, Tackett; Nays - Councilmen Kitch and Kaehler; Abstained - Councilman Noe. Motion Carried.

Mayor Dillon appointed Leo B. Watkins, jr., as auxiliary policeman. Councilman Pittman moved, seconded by Councilman Brown, that the Mayor's appointment of Mr. Watkins as auxiliary policeman be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Noe, Bogle, and Tackett; Nays - Councilmen Kitch and Kaehler; Abstained - Councilman Watkins. Carried.

Mayor Dillon appointed Ira Kelly as auxiliary policeman. Councilman Pittman moved, seconded by Councilman Tackett, that the Mayor's appointment of Mr. Kelly be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Mayor Dillon appointed Pat Collins as an auxiliary policeman. Councilman Pittman moved, seconded by Councilman Tackett, that the Mayor's appointment of Pat Collins to the auxiliary police force be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Mayor Dillon appointed Charles Sliger as an auxiliary policeman. Councilman Pittman moved, seconded by Councilman Noe, that the appointment of Mr. Sliger as an auxiliary policeman be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Mayor Dillon appointed Rev. Robert C. Thomas as an auxiliary policeman. Councilman Pittman moved, seconded by Councilman Tackett, that the appointment of Rev. Thomas be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Mayor Dillon appointed Gerald Morris as an auxiliary policeman. Councilman Pittman moved, seconded by Councilman Brown, that the appointment of Mr. Morris be confirmed by roll call vote of the Governing Body. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Mayor Dillon appointed William Russell Brock as a merchant policeman and patrolman. Councilman Pittman moved, seconded by Councilmen Tackett and Noe, that the Mayor's appointment of Mr. Brock be confirmed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - Councilman Kitch. Carried.

Mayor Dillon appointed Jack Murray for a four-year term to the Housing Authority and recommended that he serve as Chairman of same. Councilman Pittman moved, seconded by Councilman Tackett, that the Mayor's appointment of Mr. Murray to the Housing Authority be confirmed by roll call vote of the Governing Body. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Motion carried.

Mayor Dillon appointed George Williams to a four-year term to the Housing Authority. Councilman Tackett moved, seconded by Councilman Watkins, that the appointment of Mr. Williams be confirmed by a roll call vote of the Governing Body. On roll call the vote was as follows: Yeas - Councilmen Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - Councilmen Pittman and Brown. Carried.

Mayor Dillon appointed Neal Wade to the Housing Authority for a three-year term. Councilman Watkins moved, seconded by Councilman Tackett, that the appointment of Mr. Wade be confirmed by roll call vote of the Governing Body. On roll call the vote was as follows: Yeas - Councilmen Kitch, Watkins, Bogle, Kaehler, and Tackett; Nays - Councilmen Pittman, Brown, and Noe. Carried.

Mayor Dillon announced the Ft. Worth Regional Office of NDP, HUD, had requested the City representatives to be present June 4, 1970, in Ft. Worth Office for a review of their NDP file. Councilman Tackett moved, seconded by Councilman Watkins, that the Mayor and necessary personnel be authorized to attend the meeting and that advance travel expense be made available. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Only one bid for the purchase of gasoline had been received by the Clerk's Office; Councilman Brown moved, seconded by Councilman Pittman, that the bid be opened and read. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Following the reading of the bid for gasoline, Councilman Watkins moved, seconded by Councilman Brown, that the bid received from Martin Oil Company, 2245 West 20th, Joplin, Missouri, reciting sale of regular gasoline for 12.9¢ plus applicable taxes and Keotane @ 14.9¢ plus applicable taxes be accepted by roll vote. On roll call vote the motion carried as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none.

Councilman Pittman introduced the following resolution:

BE IT RESOLVED THAT THE FOLLOWING FINAL ACCOUNTS BE ADJUSTED:

Account Number	Name	Final Bill	Deposit	Lost	Final Reading Date
# 197	Judy Whittenmyer	\$26.05	\$15.00	\$11.06	2-5-70
# 347	Kathleen Hedge	15.00	15.00	None	11-12-69
# 347	Don Myers	9.98	15.00	None	2-6-70
# 544	Ron Salzman	37.99	15.00	22.99	3-9-70
# 852	Marcel Hudson	21.46	10.00	11.46	3-17-70
# 950	George McDaniels	5.26	5.00	.26	3-17-70
# 987	Patty McDaniels	6.81	15.00	None	2-12-70
#1186	Berlin Lee	9.64	5.00	4.64	1-15-70
# 73	Ronnie Shaneyfelt	<u>14.35</u>	<u>15.00</u>	<u>None</u>	5-11-70
		\$146.55	\$110.00	\$50.41	

Councilman Pittman moved, seconded by Councilman Tackett, that the foregoing resolution for adjusting final accounts be placed on roll call vote for adoption. On roll call the vote was as possible. Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Councilman Watkins moved, seconded by Councilman Pittman, that Appropriation Ordinance No. 616 be placed on roll call vote for adoption. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Noe, Watkins, Bogle, and Tackett; Nays - Councilmen Kitch, Kaehler. Carried.

Councilman Tackett introduced an ordinance requiring hourly employees of the City of Galena, Kansas, to retire at the age of 65. Councilman Tackett moved, seconded by Councilman Watkins, that the ordinance be placed on roll call vote for adoption. On roll call the vote was as follows: Yeas - Councilmen Brown, Watkins, Kaehler, and Tackett; Nays - Councilmen Pittman, Noe, Kitch, Noe, and Bogle. Motion lost.

Councilman Tackett introduced the following entitled ordinance:

AN ORDINANCE DEFINING AND RELATING TO NARCOTIC DRUGS, TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO, BY ADOPTING BY REFERENCE "THE UNIFORM NARCOTIC DRUG ACT" BEING K.S.A. 65-2501 THROUGH 65-2522 WITH CERTAIN OMISSION, CHANGES AND ADDITIONS AND SUCH INCORPORATION BEING AUTHORIZED BY KS.A. 12-3009 THROUGH 12-3012 AND K.S.A. 1969 SUPPLEMENT 12-3301 THROUGH 12-3302, PRESCRIBING ADDITIONAL REGULATIONS AND REGULATING THE SALE AS THEREIN DEFINED, THE DISPENSING AND DISTRIBUTION OF SUCH NARCOTIC DRUGS, DECLARING CERTAIN ACTS UNLAWFUL AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF.

Councilman Tackett moved, seconded by Councilman Pittman, that the foregoing entitled ordinance, and numbered 905, be placed on roll call vote for adoption. On roll call the vote was as follows: Yeas - Councilmen Pittman, Brown, Kitch, Noe, Watkins, Bogle, Kaehler, and Tackett; Nays - none. Carried.

Councilman Tackett moved, seconded by Councilman Kaehler, that the date of the hearing before the Tax Appeals Board wherein the City was asking for no fund warrants to purchase road equipment be published once in the Galena Sentinel Times. Motion carried by a show of hands. The city attorney informed the Governing Body that the hearing would be heard on the 17th day of June at 11 o'clock.

On motion duly made and seconded the meeting was adjourned until the next regular session.

Betty B. Chesnut
City Clerk