

MINUTES OF
REGULAR COUNCIL MEETING
JUNE 20, 1995

CALL TO ORDER:

The Regular Meeting of the Galena City Council was called to order Tuesday, June 20, 1995 at 7:00 p.m. in the council chambers with Dale Oglesby, Mayor, presiding.

ROLL CALL:

Roll call indicated the following council members present: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS
ABSENT: LEE

MINUTES:

Minutes of the June 6, 1995 meeting on Page 11, concerning Hawk Engineering Expansion were corrected to read as follows:

Moved by LEE, seconded by TIPTON to refer this request to the Parks Committee.
AYES: TIPTON, PRICE, JENKINS, DAVIS, LEE, ALLEN, REYNOLDS, WARD, ROGERS
NAYS: BURKYBILE
Motion declared carried.

Moved by TIPTON, seconded by WARD to approve and place on file the minutes of the Regular Council Meeting of June 6, 1995 as corrected.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

FREEMAN MOBILE HOME:

Mayor Oglesby opened the public hearing on the request of Dennis and Victoria Freeman to place a mobile home on North Forest.

One protest was received from Sarah Bormaster.

The council discussed the placement of this mobile home.

Moved by ROGERS, seconded by BURKYBILE to allow the placement of the mobile home.

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AYES: TIPTON, PRICE, JENKINS,
DAVIS, BURKYBILE, ALLEN, REYNOLDS,
WARD, ROGERS
NAYS: NONE
Motion declared carried.

MCGUIRE REQUESTS:

Darryl McGuire who operates M & M Mobile Home Park made the following requests:

Repair of the whistle on the South side of 17th and Water to prevent water damage to the mobile home park and other properties.

Superintendent Sills said he had cleaned out the whistle on the North side of 17th Street. He will check on the one on the South side.

Mr. McGuire requested the city to grade the streets in the mobile home park one time, to repair the damage from the water from this whistle.

He also stated the neighborhood was having a problem with animals running loose.

Allen informed him the animal control officer is resigning and it may be a short period of time before a new one is hired.

Mr. McGuire is cleaning a corner lot and asked if the brush and debris could be removed from the ditch and road area.

Superintendent Sills is to meet with Mr. MCGUIRE on Wednesday concerning these requests.

TACK OIL:

Neal Little, Water Project Supervisor, requested he be allowed to purchase additional tack oil for the water project. The council had approved the purchase of 500 gallons earlier and this is nearly used up.

Moved by BURKYBILE, seconded by REYNOLDS to allow the purchase of tack oil for the water project as needed.

AYES: TIPTON, PRICE, JENKINS,
DAVIS, BURKYBILE, ALLEN, REYNOLDS,
WARD, ROGERS
NAYS: NONE
Motion declared carried.

SCOTT BUSINESS:

Gene Porter, Building Inspector, informed the council that the request for a home occupation license by John Scott was being withdrawn. Mr. Scott is interested in obtaining the property in the

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Industrial Park just East of Zodiac.
The council discussed this request.

Moved by TIPTON, seconded by WARD to allow this business in this area and for a contract to be drawn up by the city and a survey obtained.
AYES: TIPTON, PRICE, JENKINS, DAVIS, ALLEN, REYNOLDS, WARD, ROGERS
NAYS: NONE
BURKYBILE DID NOT VOTE
Motion declared carried.

113 WINDSOR
RESOLUTION 95-8:

Gene Porter, building inspector, read his letter to the council concerning the condition of the structure which was damaged by fire at 113 Windsor.

Moved by BURKYBILE, seconded by PRICE to approve Resolution 95-8 setting the public hearing date for the condemnation of the structure at 113 Windsor for August 15, 1995.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, ROGERS
NAYS: WARD
Motion declared carried.

METER LIDS:

Moved by BURKYBILE, seconded by ROGERS to approve the purchase of 100 meter lids at a cost of \$17.95 each.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

REDWOOD DEV. CLAIM:

A copy of the letter received from Bell Management along with the claim for repairs for the sewer backup at the Lakeview Apartments on West 7th Street was included in council packets.

The council discussed the problem with the lift station and the backup system.

Superintendent Sills informed the council that the backup system runs only on one motor on low speed. The generator is not large enough to power the lift station.

Moved by JENKINS, seconded by ROGERS that the city not approve payment to Redwood Development in the amount of \$24,982.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS
NAYS: NONE

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Motion declared carried.

CITY HALL ROOF:

Mayor Oglesby recommended work be started on the City Hall roof. He informed the council the major expense for this has been purchased but there will be additional costs.

Moved by WARD, seconded by JENKINS to refer the repair of the City Hall roof to the Finance Committee and the Mayor.

AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, WARD, REYNOLDS, WARD, ROGERS

NAYS: NONE

Motion declared carried.

EMPLOYEE HEALTH INS:

Quotes were provided council members for group health insurance for the city employees from Hartley Insurance Agency and Blue cross/Blue Shield.

Moved by ROGERS, seconded by DAVIS to retain the coverage with Blue Cross Blue Shield for July to allow time to review the plans.

AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS

NAYS: NONE

Motion declared carried.

HECKERT CONSTRUCTION:

Mayor Oglesby informed the council that Heckert Construction has provided at least 200 ton of asphalt millings to the city. They have agreed to provide an additional amount to use at the Schermerhorn Park.

Heckert Construction has requested the city supply the necessary water for the road process. A meter would be set near Old Galena Cemetery.

Moved by ROGERS, seconded by WARD to send a letter of thanks and offer to supply the water.

AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS

NAYS: NONE

Motion declared carried.

COMPLAINTS:

Jenkins informed the council that he has received complaints that paint on cars is being damaged on Dewey Street from the street.

The council discussed the condition of the streets including between 20th and 21st on Joplin Street.

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Superintendent Sills said he had been in contact with an employee with Crossland Construction and they would not make a contact at this time.

SR. CITIZENS BUILDING:

Reynolds reported that there were three leaks in the Sr. Citizens Building. The Sr. Citizens Organization paid the cost of approximately \$300 for the repairs.

CAR SHOW:

Bill Frazier requested he be allowed to use the parking area at the new library building on July 1st for a car show.

Moved by ROGERS, seconded by JENKINS that this be allowed provided it is approved by the Library Board.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

POLICE OFFICERS:

The Personnel Committee met June 16 and interviewed applicants for patrolman. They recommend Mayor Oglesby appoint and the council confirm Charles Root.

Mayor Oglesby presented the name of Charles Root for approval as patrolman.

Moved by BURKYBILE, seconded by PRICE to confirm the appointment of Charles Root as patrolman.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

The Personnel Committee also recommends Mayor Oglesby appoint and the Council confirm James Clifford as patrolman.

Mayor Oglesby presented the name of James Clifford for confirmation as patrolman.

Moved by ROGERS, seconded by WARD to confirm the appointment of James Clifford as patrolman.
AYES: TIPTON, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, REYNOLDS
ABSTAIN: PRICE
NAYS: NONE
Motion declared carried.

DISPATCHER POSITION:

The Personnel Committee recommends Mayor Oglesby appoint and the

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Council confirm the name of Gary Holt as dispatcher to replace James Clifford.

Mayor Oglesby presented the name of Gary Holt as dispatcher.

Moved by PRICE, seconded by JENKINS to confirm the appointment of Gary Holt as dispatcher.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

ASSISTANT POLICE CHIEF: The Personnel Committee recommends the position of Sergeant be abolished and the rate of pay for Assistant Chief be reduced to the current rate of Sergeant which is \$8.85. An ordinance would be required to make this change.

Moved by BURKYBILE, seconded by ROGERS to draft an ordinance abolishing the position of Sergeant and to reduce the rate of pay for Assistant Chief to the current rate of Sergeant.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

EXECUTIVE SESSION: Moved by ROGERS, seconded by BURKYBILE to enter into Executive Session for 30 minutes to discuss personnel with Chief Hentz and the City Attorney, Gene Barrett, remaining.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

ENTERED INTO EXECUTIVE SESSION AT 7:53 P.M. AND RETURNED AT 8:07 P.M.

CALL TO ORDER: The Regular Meeting of the Galena City Council was called to order after Executive Session at 8:07 p.m. on Tuesday, June 20, 1995 in the Council Chambers with Dale Oglesby, Mayor, presiding.

ROLL CALL: Roll call indicated the following council members present: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS
ABSENT: LEE

ASSISTANT CHIEF: Moved by ALLEN, seconded by JENKINS to confirm the appointment of Sloan

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Rowland as Assistant Chief of Police.

AYES: TIPTON, PRICE, JENKINS, DAVIS, ALLEN, WARD, ROGERS
NAYS: REYNOLDS, BURKYBILE
Motion declared carried.

21ST & WOOD STREET:

Tipton informed the council he met with Ron Jenkins concerning the flooding problem at 21st and Wood Streets. The problems with ruts have been taken care of.

The council discussed what can be done to correct this whistle. The one in there at the present time was put in too high.

Moved by ROGERS, seconded by DAVIS to replace the whistle on Wood Street correctly with the street being replaced with hot mix and oil.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

SWIMMING POOL:

A complaint was received concerning the swimming pool manager charging 10 cents for phone calls.

The city clerk will inform her not to make the charge.

COURT REPORT:

Moved by BURKYBILE, seconded by REYNOLDS to place the Court Report for May on file with fines collected totaling \$1908.50.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

HAWK ENGINEERING:

The council discussed the request by Hawk Engineering to move the Girls Softball parks so they might expand.

Mayor Oglesby is to meet with the Parks Committee, and the Softball Association concerning this. Also EPA and KDHE is to be contacted concerning this.

MONOFILL PERMIT:

Allen informed the council that after reading the ad in the Galena Sentinel concerning an operator for the Monofill permit, he wanted it made clear that the person who is awarded the contract is responsible for the covering of the shaft.

The council discussed the Monofill Permit.

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Price said she had been in contact with Mr. Newby, the State Inspector. There are 44 holes, eleven have been filled, leaving 33.

The council wanted it understood that this is a safety program..

Moved by PRICE, seconded by BURKYBILE to send a letter of intent that we are going to reapply for a monofill permit.

AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS

NAYS: NONE

Motion declared carried.

Mayor Oglesby opened two bids for operation of the City's Monofill Permit.

Red's Tire Sales agreed to pay \$3.00 per ton for tires put in any DKHE approved site. They will pay an additional \$3.25 per ton for tires placed in any approved site on city property that holds a minimum of 50 tons.

They will guarantee the city a minimum of \$600 per month as long as there are KDHE approved sites, and Red's Tire Sales will abide by all Kansas Solid Waste Regulations.

A copy of their current Kansas Permit was included.

Mid Continent Resource Recovery Inc. offered a few loads of shredded rubber to check the feasibility of transporting material to our site. Their company is out of Wichita. A copy of their transportation and processing permits was enclosed.

Red Harris of Red's Tire Sales said his permit is for transportation only. He will process the tires in Missouri and transport here until he has obtained a processing permit from KDHE. He said he will abide by all city and state regulations and will proceed according to the Council's wishes.

Moved by JENKINS, seconded by BURKYBILE to accept the proposal of Red's Tire Sales.

AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD

ABSTAIN: ROGERS

NAYS: NONE

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Motion declared carried.

Mr. Harris' attorney is to draw up the contract and forward to Mr. Barrett for approval.

ANIMAL CONTROL OFFICER
RESIGNATION:

Allen read the letter of resignation of Alvin Wade from the position of Animal Control Officer.

Moved by ALLEN, seconded by ROGERS to accept the resignation of Alvin Wade as Animal Control officer effective June 23, 1995.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS
NAYS: NONE

Motion declared carried.

CONDEMNATIONS:

Gene Porter reviewed some of the structures on the condemnation list.

The city clerk is to send a letter to Bob Abbott concerning 216 E. 7th Street informing him his 60 days will be up July 2nd.

Condemnation proceedings will start again on 816 Joplin under the new process.

BLDG AT 4TH & MAIN:

Price informed Mr. Porter that the plate glass window in the front of the old Price and Farringer Building is about to fall out. The owners are to be notified.

APPROPRIATIONS ORD 95-6:

Moved by BURKYBILE, seconded by DAVIS to approve Appropriations Ordinance 95-6 in the amount of \$95,345.76.
AYES: TIPTON, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, WARD, ROGERS
NAYS: PRICE

Motion declared carried.

PAYROLL ORD. 95-23:

Moved by WARD, seconded by ROGERS to approve Payroll Ordinance 95-23 in the amount of \$12,382.60 plus \$942.36 and \$163.28 KPERS.
AYES: TIPTON, PRICE, JENKINS, DAVIS, ALLEN, REYNOLDS, WARD, ROGERS
ABSTAIN: BURKYBILE
NAYS: NONE

Motion declared carried.

PAYROLL ORD. 95-24:

Moved by ROGERS, seconded by TIPTON to approve Payroll Ordinance 95-24 in the amount of \$12,369.57 plus \$941.36 FICA and \$165.52 KPERS.
AYES: TIPTON, PRICE, JENKINS, DAVIS, ALLEN, REYNOLDS, WARD, ROGERS
ABSTAIN: BURKYBILE
NAYS: NONE

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Motion declared carried.

ADJOURNMENT:

Moved by ROGERS, seconded by
BURKYBILE to adjourn the Regular
Meeting of the Galena City Council.
AYES: TIPTON, PRICE, JENKINS,
DAVIS, BURKYIBLE, ALLEN, REYNOLDS,
WARD, ROGERS
NAYS: NONE
Motion declared carried



Dale Oglesby, Mayor

ATTEST:



Jeanie Holstrom, City Clerk

(SEAL)