

MINUTES OF  
GALENA CITY COUNCIL MEETING  
TUESDAY, JULY 1, 1986

CALL TO ORDER:

The Regular Meeting of the City Council of the City of Galena was called to order Tuesday, July 1, 1986 at 7:00 P.M. in the Council Chambers with Mayor John Stephenson presiding.

ROLL CALL:

Roll Call indicated the following councilmembers present: Allen, Jarvis, Byrd, LaTurner, Watkins, Kay Kay, Hayes, and Anderson. Absent: Brown, King.

MINUTES:

Moved by Anderson, seconded by Byrd, to approve and place on file the minutes of the June 17 meeting. Motion declared carried. 2-abstain - Hayes, Jarvis.

JOE SCOTT REF. ORD.#85-8:

Joe Scott referred to Ord. 85-8 and work that was done on the McCumber property on June 25 by 2 men from the City crew. He stated since the work was done on private property that the work should be paid for or it would be considered special treatment of a councilmember that was not available to the public at large. No action was taken.

POLICE DEPT. FENCING:

Moved by Watkins, seconded by Anderson, to allow the purchase of fence material for behind the Police Dept. Cost of material was originally approved to be \$188, cost had increased from the time of approval to \$261.74. Motion declared carried.

HIRE MECHANIC & LABORER:

Moved by Watkins, seconded by Byrd, to hire the personnel Committees recommendation of Jim Charles for Mechanic and Steve Phipps for Laborer. Motion declared carried. 1-Nay--Hayes.

JANITOR FULL TIME:

The Personnel Committee recommends the Janitor position be made full time. Moved by Watkins, seconded by Anderson, to have the City Attorney draw up the Ordinance changing the position to full time at \$4.93 per hour for 90 days then increase to \$5.18 per hour. Motion declared carried.

F. BARTMESS--VACATION:

Moved by Watkins, seconded by LaTurner to allow Frankie Bartmess 2 weeks vacation beginning June 30. Motion declared carried.

HAYES PROPERTY 811-813 E.7TH:

Gene Porter gave a report concerning the Hayes Property on E. 7th Street. Porter stated that he had not inspected the inside of the building because the property owner had failed to contact him for an inspection and that he felt they had covered the front of a deteriorated building and that would not pass to be removed from the condemnation list.

NORMAN PROPERTY 902-WALL:

Porter stated the owner of the property was in the hospital and the City Clerk had been contacted by the sister of the owner, the weeds would be cut and she would check into what she would be able to do to repair the porch.

BENNETT PROPERTY 19TH & GALENA:

Porter recommended the council not extend the time on demolition of the Bennett Property at 19th & Galena.

July 1, 1986

Page Two

909 E. 7TH STREET:

Porter stated he had contacted the owner of 909 E. 7th Street and had instructed the owner to bring the house to code or he would have the utilities turned off and vacate the premises and start condemnation procedures at the next council meeting.

17TH & WOOD:

Porter stated the property at 17th and Wood Streets was being watched to see if there was a salvage business but he could not catch the owner operating such a business or a citation would be issued.

ITEMS FOR SHOP:

Bud Sills City Superintendent asked for several items he needed for the Shop.

Moved by Watkins, seconded by Hayes to allow the purchase of a 4 H.P. Air Compressor for the Shop. Motion declared carried.

Moved by Anderson, seconded by Watkins, to allow the purchase of a Battery Charger from L & S Auto Supply for \$185.00. Motion declared carried. 1-nay -- Jarvis.

Moved by Watkins, seconded by LaTurner, to allow the purchase of shop tools from Lucky Miner not to exceed \$250.00. Motion declared carried. 1-nay -- Jarvis.

Moved by Watkins, seconded by Allen, to allow the purchase of 5 gallon each of White traffic paint and yellow traffic paint. Motion declared carried.

METER READER:

Moved by Byrd, seconded by Allen to advertise for the position of Meter Reader as requested by Bud Sills. Sills stated it would take about 15 days to read the meters and he could make lids & Boxes and clean up shop & yard the rest of the month. Motion declared carried. 2-nays --Jarvis & Kay Kay.

Moved by Allen, seconded by Watkins, to refer the subject of hiring a meter reader to the finance committee. Motion declared carried. 1-nay -- Jarvis.

PAY INCREASE FOR LEAD MAN:

Moved by Watkins, seconded by Anderson, to approve a pay increase for the lead man, Sidney Mathews, of \$.25 per hour. Motion declared carried. 1-nay--Allen.

STREETS IN INDUSTRIAL PARK:

Sills reported the cost of the base rock is \$3.60 per ton. 2½ ton will cover an area 8' x 24' at 3" thick. Blacktop from Treece is \$19.00 per ton and a ton will cover an area 9 square yards and 2" thick.

Moved by Anderson, seconded by Hayes to get an overall figure of cost and bring back to the next council meeting. Motion declared carried.

W. BURKHART VACATION:

Moved by Kay Kay, seconded by Byrd to allow Winnie Burkhardt 1 week vacation beginning July 7, 1986. Motion declared carried.

7-1-86

Page Three

SOFTBALL FIELD:

Sills reported that he had been contacted by Robinson Excavating and they had offered to bring in their equipment to level the proposed Girls Softball field. Robinson is willing to donate the equipment if the City will pay the operators wages and pay fuel for the time out there.

Moved by Kay Kay, seconded by Jarvis to allow the use of the equipment and supply fuel to level ground. Motion declared carried.

Sills stated black dirt had been donated for the ballfield and asked if the City Trucks could be used to haul it with City employees driving the trucks and donating their time.

Moved by Kay Kay, seconded by Anderson, to check with the insurance Company to see if the equipment would be covered and if it is covered, to allow the use. Motion declared carried.

LANDFILL:

Moved by Allen, seconded by Byrd, to leave the key for the City Dump with the Police Department and have an officer check debris before the key is handed out and be responsible for the dump. Motion declared carried.

PARK PICKUP:

Moved by Watkins, seconded by Anderson, to purchase a 1967 Chevy Pickup from Gene Porter for \$450.00 to be used by the park caretaker. Motion declared carried.

DOGPOUND:

Moved by Kay Kay, seconded by Watkins, to check into the cost of sewer hookup for the dog pound and cost of building a lean-to out of fiberglass to help shade the animals from the heat. Motion declared carried.

INDUSTRIAL PARK:

Moved by LaTurner, seconded by Kay Kay, to enter into a contract with Garry Abram on a section of land in the Industrial Park 350' x 150'. Motion declared carried.

KAY KAY-OBJECTIONS:

Kay Kay asked to go on record directing her objections to the Mayor and the Personnel Committee, stating she strongly objects to the manner with which certain things had been done. The hiring of the City Mechanic without the City Councils knowledge and/or confirmation is both audacious and illegal, and the act violates Ordinance 978 and 815. The closed meeting which was held on the 18th or 19th attended by the Personnel Committee, Mr. King, Mr. Byrd & Mr. Watkins, and by Mayor Stephenson violates the open public meeting law K.S.A. 75-2217 in that business that was conducted in that meeting resulted in action being taken, also that it violates the oath of office.

ORDINANCE ON HIRING:

Moved by Allen, seconded by Byrd to have City Attorney draw up an ordinance which: (1) allows the Mayor to make temporary appointments until the next regular council meeting, but only in existing positions.

Page Four

(2) Mayor will hire and the Council will confirm in all hiring practices. (3) the Mayor will ask for recommendations from the department heads and the personnel committee before hiring an employee.

(4) The City of Galena will advertise quarterly that it is an equal opportunity employer and is accepting applications for vacancies. Vacancies as they occur will be filled from applications on file. (5) Clause to repeal any ordinance in conflict. Roll Call vote indicated:

4-yeas -- Allen, Byrd, Watkins, Hayes.

4-nays-- Jarvis, LaTurner, Kay Kay, Anderson.

Mayor cast the tie breaking vote of yea.

Motion declared carried.

Moved by Allen, seconded by Watkins, to add an amendment to the above mentioned Ordinance to require that all individuals hired by the City of Galena be residents of the City or become residents within 60 days of taking their office.

Roll Call Vote indicated:

5-yeas--Allen, Byrd, Watkins, Hayes, Anderson.

3-nays--Jarvis, LaTurner, Kay Kay.

Motion declared carried.

SURVEY OF INDUSTRIAL PARK:

Moved by Allen, seconded by KayKay to have a survey done on land in available owned by the City which could be used as industrial sites and hold a public hearing on the use of property behind City Hall for Industrial purposes. Motion declared carried.

FUNDS FOR INDUSTRIAL DEVELOPMENT:

Moved by Kay Kay seconded by Allen to table until the next meeting how the City may get funds for industrial development. Motion declared carried.

FIRE DEPT. FOAM:

Moved by Allen, seconded by Kay Kay to allow the Fire Department to purchase foam to be used at fires and cost recovered from the insurance companies. Initial cost would be \$704.00. Motion declared carried.

REPAIR PUMP MOTOR:

Moved by Kay Kay, seconded by Anderson, to allow the repair of the pump motor in Unit #12 of the Fire Department at an estimated cost of \$175.00 for parts. Motion declared carried.

JARVIS--OBJECTIONS:

Councilmember Jarvis asked that his objections to Payroll 86-13 be recorded in the minutes. Jarvis addressed his objections to Mayor Stephenson, and members of the personnel committee, King, Byrd and Watkins, objecting to meeting payroll without council approval and according to the Attorney Generals Office this is improper.

MOSQUITOS @ 18TH & DEWEY:

Moved by Watkins, seconded by Kay Kay to borrow the sprayer from Baxter Springs, and spray because of the abundance of mosquitos from 17th to 18th Streets on Dewey, and allow the purchase of spray. Motion declared carried.

STREET LIGHT @ 16TH & HILLVIEW:

Moved by Watkins, seconded by LaTurner to check cost of placing a street light and pole on 16th Street near Hillview Lane and get cost of operation. Motion declared carried.

ORD. #86-7 (CRUELTY TO ANIMALS):

Moved by Anderson, seconded by Hayes to approve Ordinance # 86-7 relating to penalties for cruelty to animals. Motion declared carried.

PAYROLL:

Moved by Watkins, seconded by Byrd, to approve Payroll 86-13 in the amount of \$7,925.66. Motion declared carried.

Moved by Kay Kay, seconded by Watkins, to approve Payroll 86-13A in the amount of \$9,010.81. Motion declared carried.

Moved by Anderson, seconded by Watkins, to approve Payroll 86-14 in the amount of \$7,212.66. Motion declared carried.

Moved by Watkins, seconded by Byrd, to approve Payroll 86-14A in the amount of \$9,030.81. Motion declared carried.

APPROPRIATIONS:

Moved by Watkins, seconded by Anderson, to approve Appropriations 86-13 in the amount of \$41,812.89. Motion declared carried.

REPLACE WINDOW IN MUN. BLDG.:

Moved by Anderson, seconded by LaTurner to turn in to the insurance Company to see if it will pay to replace broken window in the Community Room. Estimates on repair were \$161.00 from Baxter Glass and \$255.00 from Harding Glass. Motion declared carried.

ADJOURNMENT:

Moved by Anderson, seconded by LaTurner to adjourn the Regular Meeting of the City Council. Motion declared carried.

John O. Stephenson  
John O. Stephenson, Mayor

ATTEST:

Cheryl Haines  
Cheryl Haines, City Clerk

(SEAL)