

**MINUTES OF
CITY COMMISSIONERS
MEETING
JULY 15, 1997**

CALL TO ORDER:

The meeting of the Galena City Commissioners was called to order on Tuesday July 15, 1997 at 7:00 P.M. in the commissioners chambers with Mayor Mark LaTurner presiding.

ROLL CALL:

Roll call indicated the following commissioners present: LATURNER, COLEMAN, SHALLENBURGER.

MINUTES:

Moved by Coleman, seconded by LaTurner, to approve and place on file the minutes of the regular commissioners meeting of July 1, 1997. Motion declared carried.

PWWD:

Darrell Shumake advised the commissioners the steering committee for the PWWD had voted to organize. He stated he had brought an agreement with him and needed a motion to approve it. Mayor LaTurner asked for him to clarify what the agreement consisted of. Mr. Shumake stated it was an agreement to organize the district and did not obligate the city in any financial fashion, but at some point the city would be asked to sign a water purchase agreement. The water purchase agreement would financially obligate the city to purchase a minimum amount of water at a price expected to be \$2.65 per 1000 gallons, and would obligate the city not to purchase more than double the minimum amount of purchase. Mr. Shumake stated this was an agreement to organize and incorporate with the other entities.

Motion made by LaTurner, seconded by Shallenburger to sign the agreement to organize. Motion declared carried.

JOHN'S ITALIAN BAKERY:

Mr. John Rowland owner of John's Italian Bakery approached the commission to pay for an advertisement at a cost of \$2,575.00 for the selling of his business, stating that the lagoon problem had hindered the sell of his property. The commission declined Mr. Rowland's request.

EXECUTIVE SESSION:

Moved by LaTurner, seconded by Shallenburger to go into executive session for 15 minutes to discuss personnel matters, with commission to reconvene at 7:35 P.M., with the City Manager to remain. Motion declared carried.

MEETING RECONVENED:

Mayor LaTurner called meeting back to order at 7:35 P.M.

**GPD
EQUIPMENT:**

Chief Rowland advised the commission there equipment was excess funds left from a grant he had obtained and the GPD would use the money to purchase equipment.

INDUSTRIAL PARK:

Mayor LaTurner stated the commission should pursue & retrieve, when possible some of the properties that had been sold in the Industrial Park over the years.

HOUSING BOARD:

Mayor LaTurner appointed Joyce Burkybile and Betty Noel to the Housing Board. Recommendation of names was made by Judy Gilstrap of the Housing Board.

CITY MANAGER:

Motion was made by Mayor LaTurner for the city to extend a two year contract to Ted Hauser of Frontiac, KS as new city manager beginning Sept. 1, 1997 extending through Sept. 1, 1999.

Moved by LaTurner, seconded by Coleman to extend a two year contract to Ted Hauser as new city manager. Motion declared carried.

300 E. 10th STREET:

Clyde Coleman requested City Superintendent to look at this section of street. Mr. Coleman advised he had received complaints on the dust from the street.

PUBLISHING OF POLICE REPORTS:

Clyde Coleman advised he had been contacted that the city was no longer publishing police reports in the newspaper.

City Manager, Jack Murray stated he had spoke to Judge Wert on this matter. Judge Wert stated at the last Judge's conference it was recommended that Municipalities not publish police reports.

City Attorney Gene Barrett stated if you take the bull by the horns and publish in the paper, then you are definatly liable for what gets in the paper.

Clyde Coleman advised he was contacted by Francis from the Galena Sentinel - Times and they contacted county and county reports were being faxed down to them for publication.

Chief Rowland stated if we do not publish police reports then we should publish court reports so citizens would know the results of whats going on.

Ms. Lynne Hardman asked about drug busts. Chief Rowland stated they were in the paper after being formally charged. Ms Hardman stated this was more important than anything else, that the community know where the drugs are coming from and let the community take action. Ms. Hardman advised if it was happening behind her she wants to know.

1014 EUCLID:

Clyde Coleman advised this piece of property has been an on going thing. Mr. Coleman requested the commission to observe it and understand what he is talking about and he will discuss it at a later date.

USE OF CITY PUMP:

Clyde Coleman requested the use of a city pump to pump out his basement, were flooding has been an on going problem. Mr Coleman noted he wanted to request this before the public for he was not asking for any special favors. Mayor LaTurner stated as far as city code goes as long as this is made available to all citizens, then the commission is doing no special favor for him.

CITY WIDE GARAGE SALE:

Clyde Coleman state on behalf of the Chamber of Commerce they would like to hold the city wide garage sale on October 4, 1997 and requested the city clerk's office to participate in the sale of garage permits.

Moved by LaTurner, seconded by Coleman to hold the city wide garage sale on October 4, 1997 and the city clerk's office to participate in the sale of garage permits. Motion declared carried.

GRANT FUNDS
DOWNTOWN SIDEWALKS:

Mr. Coleman advised he was contacted by a local merchant who inquired if there were grant funds available to replace downtown sidewalks.

Mayor LaTurner asked City Attorney Gene Barrett who was responsible for fixing sidewalks in front of homes or businesses. Mr Barrett advised what the city could do is fix the sidewalks and bill the property owner through his taxes so he can pay it over a period of time.

Mayor LaTurner asked who is responsible the property owner, business owner, or the city. City Attorney Gene Barrett stated the city but the property owner has a financial stake in it.

Mayor LaTurner stated according to code book it is the responsibility of the owner of the abutting property to keep the sidewalk in repair.

CITY WIDE CLEAN-UP:

Moved by LaTurner, seconded by Coleman to extend City Wide Clean-up through July 31, 1997. Motion declared carried.

OLD BUSINESS:
CONDEMNATION:

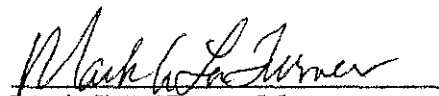
Mayor LaTurner requested City Attorney to draw up a policy to allow Building Inspector to get into homes more frequently and policy to be presented to the commission.

APPR. 97-7:

Moved by Shallenburger, seconded by LaTurner to pass Appr. 97-7. Motion declared carried.

ADJOURNMENT:

Moved by Shallenburger, seconded by LaTurner to adjourn the regular meeting.


Mark G. LaTurner, Mayor

ATTEST:


Deborah Kitch, City Clerk

(SEAL)