

MINUTES OF
REGULAR COUNCIL MEETING
JULY 20, 1993

CALL TO ORDER:

The Regular Meeting of the Galena City Council was called to order Tuesday, July 20, 1993 at 7:00 P.M. in the Council Chambers with Dale Oglesby, Mayor, presiding.

ROLL CALL:

Roll call indicated the following council members present: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD
ABSENT: NONE
Motion declared carried.

MINUTES:

Moved by BYRD, seconded by HAYES to approve and place on file the minutes of the Regular Council Meeting of July 6, 1993.
AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD
NAYS: NONE
Motion declared carried.

FIRE DEPARTMENT MINUTES:

Moved by GABRIELSON, seconded by BYRD to place on file the minutes of the Fireman Relief Association Meeting of June 24, 1993.
AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD
NAYS: NONE
Motion declared carried.

1994 BUDGET:

Copies of the proposed 1994 budget were provided to the council members for review prior to the council meeting.

Matt Mense, of Mense, Churchwell & Mense was present to answer questions or to make any changes in the proposed budget.

Moved by BYRD, seconded by HAYES to publish the 1994 budget as proposed and to set the hearing date for the budget to August 10, 1993 at 7:00 P.M.
AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN,

July 20, 1993

ADAMS, WARD
NAYS: NONE
Motion declared carried.

1992 AUDIT:

Matt Mense informed the council the 1992 Audit was completed. Copies are in the City Clerk's Office for review.

He recommended the city keep Original Safe Keeping Receipts on our deposits and that the City Clerk keep a register of receipts and balances. This suggestion was the result of a court case in Arkansas.

1819 GALENA AVE:

Gene Porter, City Inspector, informed the council that the owner of this structure had contacted him and were remodeling and bringing this structure up to code. They requested additional time to complete the work.

Moved by BYRD, seconded by ADAMS to approve Resolution 93-13 allowing 30 days for the repairs on the structure at 1819 Galena Ave.

AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD
NAYS: NONE
Motion declared carried.

CARTER MOBILE HOME PARK:

Gene Porter informed the council that he is unable to obtain legal description of the properties to begin condemnation procedures on the 3 mobile homes at Carter Trailer Park. He said Mr Carter is selling these lots on contract for deed without a legal description. He is also raising the payment amount after the contract has been signed.

The council requested the Municipal Judge be contacted to see if Mr. Carter has appeared in his court for the citations issued to him.

815 E 7TH:

The City Clerk has not received any bids on the removal of the structure at 815 E. 7th.

Moved by GABRIELSON, seconded by BURKYBILE to advertise in the Joplin Globe for the removal of this structure.

AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD
NAYS: NONE

July 20, 1993

Motion declared carried.

EXECUTIVE SESSION:

Moved by ADAMS, seconded by BURKYBILE to enter into executive session for 15 minutes to discuss personnel.

AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD

NAYS: NONE

Motion declared carried.

ENTERED EXECUTIVE SESSION 7:37 P.M. AND RETURNED AT 7:50 P.M.

ROLL CALL:

Roll call after executive session indicated the following Council Members present: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD
ABSENT: NONE

JUDGE PROTEM:

Judge Wert has requested the city council appoint a Judge Protem.

Moved by ADAMS, seconded by BURKYBILE for the City Clerk to advertise for the position of Judge Protem.

AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD

NAYS: NONE

Motion declared carried.

VICTIMS RIGHTS:

Moved by BYRD, seconded by BURKYBILE to approve Resolution 93-14 adopting a policy regarding victims of certain crimes which are violations of the City Code of the City of Galena, Kansas; pursuant to Chapter 246 of the 1993 Session Laws of Kansas.

AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD

NAYS: NONE

Motion declared carried.

STANDARD CODE BOOKS:

Moved by GABRIELSON, seconded by BURKYBILE to allow the purchase of 15 each of the Standard Offense Code Books and the Standard Traffic Code Books.

AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD

NAYS: NONE

Motion declared carried.

3RD WARD COUNCIL POSITION:

Burkybile stated that Raymond Brown has recently constructed a home East of 13th & Main. He requested he be allowed to file for the vacant position in 3rd Ward and it is uncertain whether

July 20, 1993

he is a resident of the 2nd Ward or the 3rd Ward.

Moved by SCOTT, seconded by ADAMS to table the appointment for council members for 3rd Ward until it is determined if Mr. Brown is eligible to file for this position.

AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD
NAYS: NONE
Motion declared carried.

MAIN & CLARK PROPERTY:

The Council had approved a contract for the City owned property at Main and Clark with G. L. Woodard. The property was to be deeded to him provided he constructed a building on the property within 6 months.

Mr. Woodard informed the council that ill health had prevented him from meeting the terms of the contract. He is willing to surrender the property.

Ward stated that he had been contacted by a person interested in the property.

Moved by BURKYBILE, seconded by HAYES to rescind the contract with G. L. Woodard for the property on Main and Clark Street due to Mr. Woodard's health.

AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD
NAYS: NONE
Motion declared carried.

SCHOOL BUILDING PERMIT FEE:

The Galena Schools are remodeling the building at 7th & Wood Streets to be used as an Alternate School for dropouts for the Galena, Riverton and Baxter school districts. The total cost of the project is \$130,000. The school requested the city waive the building permit fee.

Moved by BURKYBILE, seconded by HAYES to send a letter to the school supporting the Alternate School Program and waive the building permit fee.

AYES: HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD
ABSTAIN: GABRIELSON
NAYS: NONE
Motion declared carried.

July 20, 1993

MID KANSAS ENG. BILL:

Moved by BYRD, seconded by GABRIELSON to approve payment of bill for Mid Kansas Engineering for services on the sewer project in the amount of \$2011.62.
AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD
NAYS: NONE
Motion declared carried.

FLEXIBLE BENEFIT PROGRAM:

Moved by BYRD, seconded by ALLEN to approve Resolution 93-15 adopting a Cafeteria Plan within the context of Section 125 of the Internal Revenue Code for the benefit of the Employer's eligible employees.
AYES: GABRIELSON, HAYES, HARPER, SCOTT, BYRD, ALLEN, ADAMS, WARD
ABSTAIN: BURKYBILE
NAYS: NONE
Motion declared carried.

POLICE COMMITTEE:

The Police Committee will have a report with the investigation is completed.

SCHERMERHORN PARK EQUIP:

Moved by GABRIELSON, seconded by BURKYBILE to purchase 2 diggers for children to use at a cost of \$484.40 plus sand in the amount of \$400 to be used to fill the wading pool at Schermerhorn Park.
AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD
NAYS: NONE
Motion declared carried.

SERVENTI RESIGNATION:

Mayor Oglesby read the resignation of the position of dispatcher from Damon Serventi.

Moved by BYRD, seconded by ADAMS to accept the resignation of Damon Serventi from the position of dispatcher.
AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, BYRD, ALLEN, ADAMS, WARD
NAYS: NONE
Motion declared carried.

BYRD LEFT AT 8:05 P.M.

APPROP ORD. 93-7:

Moved by GABRIELSON, seconded by WARD to approve Appropriations Ordinance 93-7 in the amount of \$77,240.39.
AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, ALLEN, ADAMS, WARD
NAYS: NONE
Motion declared carried.

July 20, 1993

APPROP ORD 93-7A:

Moved by GABRIELSON, seconded by WARD to approve Appropriations Ordinance 93-7A, sewer project, in the amount of \$98,242.94.
AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, ALLEN, ADAMS, WARD
NAYS: NONE
Motion declared carried.

APPROP ORD 93-7B:

Moved by ALLEN, seconded by GABRIELSON to approve Appropriations Ordinance 93-7B, City Beautification Fund, in the amount of \$102.36.
AYES: GABRIELSON, HAYES, HARPER, SCOTT, BURKYBILE, ALLEN, ADAMS, WARD
NAYS: NONE
Motion declared carried.

PAYROLL ORDINANCE 93-26:

Moved by HAYES, seconded by GABRIELSON to approve Payroll Ordinance 93-26 in the amount of \$11,963.43 plus \$915.23 FICA and \$127.49 KPERS.
AYES: GABRIELSON, HAYES, HARPER, SCOTT, ALLEN, ADAMS, WARD
ABSTAIN: BURKYBILE
NAYS: NONE
Motion declared carried.

PAYROLL ORDINANCE 93-26A:

Moved by GABRIELSON, seconded by ADAMS to approve Payroll Ordinance 93-26A in the amount of \$300.00 plus \$22.95 FICA and \$5.70 KPERS.
AYES: GABRIELSON, HAYES, HARPER, SCOTT, ALLEN, ADAMS, WARD
ABSTAIN: BURKYBILE
NAYS: NONE
Motion declared carried.

PAYROLL ORDINANCE 93-27:

Moved by GABRIELSON, seconded by ADAMS to approve Payroll Ordinance 93-27 in the amount of \$10,929.75 plus \$836.18 FICA and \$124.24 KPERS.
AYES: GABRIELSON, HAYES, HARPER, SCOTT, ALLEN, ADAMS, WARD
ABSTAIN: BURKYBILE
NAYS: NONE
Motion declared carried.

COURT REPORT:

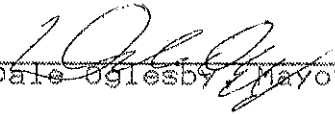
Moved by ALLEN, seconded by GABRIELSON to place the June Court Report with collections totaling \$2115.00 on file
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BURKYBILE, ALLEN, ADAMS, WARD
NAYS: NONE
Motion declared carried.

ADJOURNMENT:

Moved by GABRIELSON, seconded by HAYES to adjourn the Regular Meeting of the Galena City

July 20, 1993

Council.
AYES: GABRIELSON, HAYES, HARPER,
SCOTT, BURKYBILE, ALLEN, ADAMS,
WARD
NAYS: NONE
Motion declared carried.



Dale Oglesby, Mayor

ATTEST:



Jeanie Holstrom, City Clerk

(SEAL)