

GALENA CITY COUNCIL MEETING, AUGUST 21, 1979

The governing body of the City of Galena met in regular session, Tuesday evening August 21, with Mayor L. G. Williams, presiding.

Council members answering roll call were Smith, Faulkner, Cure, Kelley, Hayes, Hall and Bailey, Members Davies, Hopkins, and Piercefield were not present.

On motion by Smith, seconded by Faulkner, the minutes of the August 7 meeting were approved.

The minutes of the August 20 meeting of the Zoning and Planning Board were read by Mayor Williams. On motion by Faulkner, seconded by Cure, the recommendations of the Zoning Board were approved.

On recommendation of the Zoning Board, property located on East 7th., 312 and 314, were rezoned for small business. The application of Walter J. Coleman for a mobile home placement at 13th & Mineral Ave., was denied. Nine neighbors opposed the permit. Mobile home applications for Melvin Hendryx, 1601 Lincoln, and Foss Rosenberry, east 7th Street, were approved.

Attorney Bob White, representing the city in the Castleberry and Faulkner versus the City of Galena, addressed the council. Mrs. Faulkner, a member of the council, absented herself from the room during this part of the meeting.

Mr. White stated that George Herrelson's formal resignation from the case will be filed within a day or two. Recent proceedings, including the change of council members, make it necessary to sign new documents. He requested the council's decision on whether he file the formal documents and answers to the request for admission of facts, or whether he draw up the documents and then present them to the council members for viewing before filing.

Attorney Rowe suggested Mr. White prepare the answers and let the council members review the documents and sign them before they are filed. Hall made a motion to this effect. Bailey seconded the motion. Motion carried.

Mayor Williams read a letter from the Fire Department requesting approval of Donald 'Hammer' Mallet, as fire truck driver.

Attorney Rowe commented on the previous meetings actions on the use of the Fire Department equipment. Rowe said he did not mean to imply that the city's fire trucks could not be used for life saving work, or protection of property.

Mayor Williams stated the intentions of the governing body was not to interfere with life saving duties or preventing property damage in case of accident, but to prevent the filling of swimming pools, with fire fighting equipment.

It was suggested the wording of the previous minutes be amended to read: "Smith made a motion that the city fire trucks not be permitted to fill swimming pools, and that we further enforce the state law regarding this matter that has been explained to us by Mr. Rowe, city attorney."

Bailey made a motion to employ Donald Hammer Mallet as fire truck driver. Cure seconded the motion, and motion carried.

Councilman Hall recommended purchase of a 4 Band Radio for the Fire Chief's auto, at an approximate cost of \$493.00. On motion by Kelley, seconded by Cure, the purchase was allowed.

The council, on motion by Smith, seconded by Faulkner, voted to table a request for waiver of water deposit for the Four State Gospel Opera.

A request for a street light near a basket ball court in Empire was tabled on motion by Cure, seconded by Smith. Cure stated he was

working on bids for several lights, including the one in Empire.

A statement from Ralph Cure, asking reimbursement for doctor, hospital and ambulance expenses incurred while in the employment of the city, was read by Mayor Williams. No action was taken on this issue pending further investigation of the city's liability, and insurance coverage.

On motion by Cure, seconded by Hayes, the council voted to close the city swimming pool August 27 through August 31, and re-open for the three day Labor Day Week End. Final closing for the season would be closing time September 3rd.,

Hall suggested the city consider requesting the placement of a phone booth on 7th Street or relocating of the booth at 6th and Main, for public use. Smith made a motion to relocate the phone booth. Hayes seconded. Motion carried. Mayor Williams appointed Hall to contact the Telephone Company in this regard.

Ray Randall of Community Development spoke on the subject of a matching funds grant of \$3,000 for a detailed land use inventory of Galena, showing how our land is being used, and how it could be used to better advantage through zoning. The total cost of the planning maps would be between seven and eight thousand, with the city paying all over three thousand dollars.

Smith moved to table the issue until further investigation can be made. Cure seconded the motion. Motion Carried.

Randall presented eleven bids for the consideration of the council. The following listed bids were accepted by the council.

- 1- 300 Joplin Street (Harreld) Cherokee Construction, \$5550.00
- 2- 910 Columbus (Noe) Garey Wilson, \$7750.00
- 3- 1506 12th St., (Maddox) J.R. Smith Construction \$4500.00
- 4- 817 Joplin St., (Wright) Garey Wilson, \$620.00
- 5- 315 9th St., (Canady) Cherokee Construction \$1190.00
- 6- 17th & Water, (Moreland) Demolition, Kaehler \$395.00
- 7- 312 7th St., (Allen) demolition, C.I.P. \$545.00
- 8- 1203 Baker (Wagoner) demolition, Kaehler \$395.00
- 9- 713 Mineral (Smith) Kaehler \$445.00
- 10-602 7th St., (F. Jones) Rehab. Kaehler, \$684.00

A bid on 2324 Galena Avenue (Ganstine) was sent back to the Community Development Committee for re-appraisal.

Motion to accept all bids except 2324 Galena Avenue, was made by Faulkner, and seconded by Kelley. Motion carried with one nay vote. (Bailey)

Mr. Lindquist of Gelsabind Convidar Inc., Wichita, addressed the council on the matter of Sealing the Asphalt Streets. He quoted a price of 20 to 21 cents per square yard, in place. The company would clean the streets, and take care of traffic while applying the asphalt. When questioned, Mr Lindquist quoted a price of \$2.00 per gallon in 7500' gallon loads.

Smith made a motion to table the issue until members can investigate and check available funds. Bailey seconded the motion. Motion carried.

Williams presented a request by the J C's for use of the telephone lines for the Jerry Lewis Telethon. On motion by Bailey, seconded by Kelley, the council voted approval.

Police Chief Brown asked the council to consider establishing ordinances for the following subjects;

- 1- Limiting truck and trailers of over 1 ton weight to a total of 2 hours parkin or loading time per day, on Main Street from Front Street to 23 St.

2 - Prosecution for passing bad checks in the city.

3 - Requiring liability insurance on all Kansas registered, resident or ~~w~~^{ov}ned vehicles.

Brown also suggested a volunteer program to reduce beer bottle sales within the city limits, a special tax on bottled beer, or an ordinance prohibiting the sale of bottled beer.

Also recommended by Brown was the creation of a neutral zone where legal aged young people can park, listen to music, and drink beer without being arrested.

Brown requested the chaining off of the west entrance to the Galena cemetery, to prevent parking in the cemetery at night.

Smith made a motion to chain off the west entrance to the cemetery. Seconded by Cure, the motion carried.

Kelley motioned to allow \$200. expense to Scott Shaw of the Police Dept., to attend the Police Academy in Hutchison, Kansas. Smith seconded the motion. Motion carried.

Hall made a motion to table a request for a two-way radio for the stock marshal's truck. Cure seconded. Motion carried.

Williams presented the name of Roger Swaney as Merchant Police, and the name Michael Freeman as Auxillary Officer. Smith made motion to table the appointments. Cure seconded the motion. Motion carried.

Cure made a motion to accept the application of Marvin Montee as stock marshall, to be paid \$11.00 per day. Faulkner seconded the motion. Motion carried.

Chief Brown informed the council that he had intended working Swaney as replacement for Shaw while Shaw attends school.

Kelley made a motion to allow Brown to use Swaney until such time as the police committee can study the issues and make recommendations. Smith seconded the motion. Motion carried.

Mayor Williams asked for council action on the 1980 Budget. On motion by Smith, seconded by Bailey, the budget was approved.

Williams presented two applicants for the position of police dispatcher, at a recommended hourly pay of \$3.00. Said applicants are Dorothy Stithe, and Jacquelyn Hubbard.

On motion by Smith, chairman of the police committee, seconded by Faulkner the council voted to employ Mrs. Stithe and Mrs. Hubbard.

On motion by Smith, seconded by Faulkner, the council voted to approve the City and Community Development payroll and appropriation ordinance number 79-19, with one nay vote. (Hall)

Mr. Wilbur Moody spoke to the council concerning a proposed housing addition, in the southwest part of the city. No action was taken on this proposal until members can study the proposal more thoroughly.

On motion by Bailey, seconded by Cure, the council adjourned.



L. G. Williams, Mayor



Idella Vanderpoel, City Clerk