

## MINUTES OF THE GALENA CITY COUNCIL, GALENA, KANSAS, SEPTEMBER 6, 1967

The council of the city of Galena, Kansas, met in an adjourned session in the council chamber at the city hall at 7 o'clock, p.m., September 6, 1967.

Present: Councilmen Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman.

Absent: None

Presiding: Mayor Dillon.

Also present: City Attorney Yount, Fire Marshall Kibler, City Marshall Hamlin, Superintendent of Public Works Barnes, and City Clerk Chesnut.

Invocation: Mayor Dillon.

Councilman Piercefield moved, seconded by Karr, that the city clerk be instructed to contact the owners of the property located between 109 East Third and 116 East Second and notify same that weeds had become a nuisance as per complaint received from Nina Green, owner of the property at 109 East Third, and that same should be cut as provided by Sec. 15-102, Revised Ordinances, 1951. Motion carried by a show of hands.

Councilman Watkins moved, seconded by Councilman Pittman, that the city attorney be instructed to contact owners of property at 1118 Madison, as complaint had been received by the city from S. W. Van Gorden, 1101 Keller, of a high hedge growing 12 or 15 feet high in the alley between Madison and Keller that had become a nuisance and that same should be cleaned up within the limits of the law as set forth by Sec. 15-102, Revised Ordinances, 1951. On roll call the vote was as follows: Yeas - Piercefield, Watkins, Barker, Cure, Karr, and Pittman. Nay - None. Motion declared passed by the Chair.

Following a lengthy discussion by members of the Governing Body regarding the property known as the McCarroll property, 824 East Sixth Street, Councilman Watkins moved that the matter be tabled until a later date. Motion, seconded by Councilman Piercefield, carried viva voce.

Councilman Karr moved, seconded by Councilman Watkins, that the administrator of the Mary Montgomery estate be notified that weeds had become a nuisance at 400 East Fourth and that same should be cut according to Sec. 15-102, Revised Ordinances, 1951. Motion carried viva voce.

Fire Chief Kibler reported that the property at 219 East Forest, known as the old Jones Place, had become overgrown with weeds and that the buildings on said property constituted a safety hazard as the windows were out and general deterioration; property at 513 West Empire was overgrown with weeds and windows were gone in the vacated house; weeds should be cut at the "old Huffman property," 920 East Eighth; weeds were a nuisance at 209 Short Street, owned by Earl Flowers, deceased; building housing Freddie's Go-Go had been inspected and it had no rear fire escape and the stairway was locked going to the second floor therefore, no inspection could be made. Mr. Kibler further reported that the building at 404 1/2 Main was in a bad state of repair and that it had no rear fire escape for use; John Foss, residing at 104 Euclid, was the owner of property located at 706 East Fourth and that same was overgrown by weeds, constituting a nuisance to the City.

Councilman Watkins moved, seconded by Councilman Cure, that the city attorney notify owners of 219 East Forest, 513 West Empire, 920 East Eighth, 209 Short Street, 706 East Fourth of the existing nuisances and public safety hazards created by weeds and lack of repair to buildings located on said property and request said weeds be cut as provided by ordinance of the City and property made safe. On roll call the vote was: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman. Nays - None. Mayor Dillon declared the motion passed.

Fire Chief Kibler reported to the Council that he had received complaint from Lloyd Rolland who stated debris had been piled at the back of his Mother's home in Empire. He further stated he had not had the opportunity to check out the complaint and could not advise the Governing Body of needed action.

Councilman Piercefield moved, seconded by Councilman Watkins, that the foregoing complaint be taken under advisement and investigation by the Street and Water Committee. Motion passed by voice vote.

Permission was granted Chief Kibler to be excused from the meeting and he left the council room at 8:30 p.m.

Councilman Watkins moved, seconded by Councilman Cure, that due to the poor state of repairs of buildings located at 215, 217, 219 Main, owners of same should be contacted by the city attorney and advised of the necessary repairs needed and same should be repaired within the limits of the law or the city would take steps to correct the matter. Motion carried on roll call vote as follows: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman.

Councilman Watkins moved, seconded by Councilman Piercefield, that the city attorney be instructed to issue a letter to the owners of Freddie's Go-Go and the Anthony Building of the needed repairs including the replacement of wooden fire escapes by steel fire escapes, and that owners of the property at 404 $\frac{1}{2}$  Main Street should be advised that there was no fire escape existing at that address and that a steel fire escape was required and same should be installed as soon as possible. Motion carried on roll call vote as follows: Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman - Yes. Nays - None. Motion was declared passed.

Councilman Watkins moved, seconded by Piercefield, that the city attorney contact the private agency who had installed a connection and antenna to the city's equipment for monitoring police and fire calls and inform them that the antenna must be removed within ten (10) days - thus complying with F.C.C. regulations. Motion carried viva voce.

Councilman Watkins moved, seconded by Councilman Cure, that whereas the applicant for the American Legion Club had requested that his name be removed from the application requesting beer license, that the license issued to the American Legion be revoked by request of the applicant. Upon roll call vote the motion was passed as follows: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman. Nays - None. Passage of the motion was declared by the Chair.

Councilman Watkins moved seconded by Piercefield, that the city marshal be instructed to secure and return the cereal malt beverage license issued to the American Legion to the city clerk's office immediately. Motion carried on roll call vote as follows: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman. Nays - None. Passage of the motion was declared.

Mayor Dillon announced that due to the fact that Porter Stansberry or his representative had not appeared before the Governing Body that his employment with the city was terminated August 9, 1967. Councilman Karr moved, seconded by Councilman Piercefield, that Mayor Dillon's statement and recommendation of the discharge of Porter Stansberry be approved by the Council. On roll call the vote was: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman. Nays - None. Motion carried.

Councilman Piercefield, moved, seconded by Councilman Watkins, that the bid of \$15.35 by Tri-State Striping, 717 Glenview, Joplin, Missouri, for striping between 6th and 7th Street on the East side of Main Street

be accepted. Motion carried on roll call as follows: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman. Nays - None.

Following presentation of the city marshal's report totaling \$1,855.20 for the month of August, Councilman Piercefield moved, seconded by Councilman Cure, that the police judge reimburse the City for any insufficient checks that he as police judge accepted in the past or that he might accept for the future for the City. On roll call the vote was: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman. Nays - None. Passage of the motion was declared by the Chair.

Following the reading of clippings from the Joplin Globe and the Galena Sentinel-Times submitted by one Jewel Douffet criticizing the Galena Police Department by Councilman Karr, Councilman Watkins moved, seconded by Councilman Cure, that the city clerk be instructed to present a statement from the minutes to the Joplin Globe informing same that the patrolman on duty had stopped Mr. Douffet for driving 68 miles per hour in a 25 mile zone, within an area where some thirty-nine (39) children boarded school buses, that proper receipt had been given to Mr. Douffet for any money he had deposited with the Department. Motion carried by a show of hands.

Councilman Pittman moved, seconded by Councilman Piercefield, that the city clerk be instructed that where complaint had been received on high water bills on August, 1967, readings that she strike an average for said bill and where customers bills remained higher than the average bill that said accounts be placed in the hands of the Water and Street Committee for consideration. Motion carried on roll call vote as follows: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman. Nays - None.

Councilman Cure instructed the city clerk to check the billing to Goldie Rice, 401 North Bellevue, as he had received complaint from same.

Councilman Pittman moved, seconded by Councilman Piercefield, that no penalty be assessed against late payment on high water bills that required adjustments. Motion carried viva voce.

Councilman Pittman moved, seconded by Councilman Barker, that the Street Department purchase 5 gallons of white paint @ 4.71 totaling \$23.55 for use within the department. Motion carried on roll call vote as follows: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman. Nays - None.

Councilman Pittman moved, seconded by Councilman Piercefield, that the city clerk be instructed to issue three blank checks for the signatures of the mayor and city treasure for use in case of an emergency. On roll call the vote was as follows: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman. Nays - None. Passage of the motion was declared by the Mayor.

Councilman Watkins moved, seconded by Councilman Piercefield, that two warning signs be secured and placed in a suitable places near the school-crossing zone on Seventh Street by Superintendent Barnes to assist patrolmen in directing traffic. Motion carried on roll call vote as follows: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr and Pittman. Nays = None.

Councilman Karr requested the city clerk to re-work Brad Munson's water bill as the subject had followed instructions issued by the Water Department in flushing his water lines in effort to clear the water and had been assured that an adjustment would be granted him by the Department.

Councilman Watkins moved, seconded by Councilman Piercefield, that the Half-Century Center be granted \$300 for public appearances in the forthcoming appropriation ordinance on September 19, for concerts presented by them on Labor Day and planned programs for Halloween and Christmas. Motion carried on roll call vote as follows: Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman - Yeas. Nays - None. Motion declared passed by Mayor Dillon.

Councilman Kitch moved, seconded by Councilman Pittman, that Vernon Hayes, a college student, be paid for Labor Day on Appropriation Ordinance

No. 532. Motion carried on roll call as follows: Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman - Yeas. Nays - None. Motion was declared passed.

Councilman Karr introduced the following entitled ordinance:

AN ORDINANCE RELATING TO THE OFFICE OF PARK CUSTODIAN, OF THE CITY OF GALENA, KANSAS, INCREASING THE SALARY OF SAID OFFICER AND AMENDING SECTION 5 OF ORDINANCE NO. 803 AND AMENDING AND REPEALING SECTIONS OF THOSE ORDINANCES IN CONFLICT THEREWITH.

Following discussion of the foregoing ordinance, Councilman Karr moved, seconded by Councilman Pittman, that the ordinance be passed by roll call vote and numbered 844. On roll call the vote was: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman. Nays - None. Passage of the ordinance was declared and title and number agreed to, whereupon, Mayor Dillon signed said ordinance and his signature was attested by the city clerk.

Councilman Barker introduced an ordinance numbered 843 and entitled:

AN ORDINANCE RELATING TO THE OFFICE OF SUPERINTENDENT OF PUBLIC WORKS FOR THE CITY OF GALENA, KANSAS, INCREASING THE SALARY OF SAID OFFICER AND AMENDING SECTION I OF ORDINANCE NO. 827.

Councilman Barker moved, seconded by Councilman Pittman, that the foregoing ordinance relating to the superintendent of public works be approved and passed by roll call vote. On roll call the vote was: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman. Nays - None. Whereupon, Mayor Dillon declared passage of the ordinance and signed said ordinance.

Councilman Watkins introduced an appropriation ordinance numbered 532 for making payment of certain claims; the meeting being public the ordinance was discussed and amended. On its third and final reading, the ordinance was passed by roll call vote as follows: Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman.

Councilman Piercefield moved, seconded by Councilman Watkins, that all service stations in the City of Galena be notified by the city clerk to submit gasoline bids for servicing the City and that same should be informed that if they should be granted the bid that they would have to furnish tanks and pumps at the Pump Station. Motion carried on roll call vote as follows: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman.

An employee for the city informed the Governing Body that the property located at 822 East Thirteenth had recently been purchased at a tax sale and razing of the buildings on the property had already begun thus removing the necessity of the notification to said owners of the nuisance complaint received by the City.

Councilman Karr moved, seconded by Councilman Kitch, that the swimming pool manager, O. C. Wells, and Superintendent Barnes make proper inventory and closing of the pool for the winter. Motion carried on roll call vote as follows: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman. Nays - None. Motion declared passed by the Chair.

Councilman Karr reported of recent vandalism incurred by Schermerhorn Park Custodian. However, no action was taken in the matter and discussion tabled for later review.

Councilman Pittman moved, seconded by Councilman Karr, that where a deposit was applied against a delinquent bill that the water meter, if owned by the city, should be removed from said property and where the water meter was owned by the property owners a plug should be installed cutting off the water between the meter and city water line; further, the delinquent bill should be paid in full and a new deposit of \$10 be made to the Water Department before water could be turned on at the property again. On roll call the vote was: Yeas - Piercefield, Watkins, Barker, Cure, Kitch, Karr, and Pittman. Nays - None. Passage of the motion was declared by the Mayor.

Councilman Pittman moved, seconded by Councilman Karr, that the meeting be adjourned. Motion carried.

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Mayor

Betty J. Chesnut  
City Clerk