

## MINUTES OF THE GALENA CITY COUNCIL, GALENA, KANSAS, SEPTEMBER 17, 1968

The council of the city of Galena, Kansas, met in regular session in the council chamber at the city hall building, 7 o'clock, p.m., September 17, 1968.

Present: Councilmen Tackett, Kaehler, Bogle, Watkins, Cure, Kitch, and Pittman. Correction to include Councilmen Barker and Martin.

Absent: Councilman Brown.

Presiding: Mayor Frank P. Dillon.

Also present: City Attorney Yount, City Marshal Karr, Superintendent of Public Works Barnes, and Clerk Chesnutt.

Councilman Watkins moved, seconded by Councilman Pittman, that the reading of the minutes of the preceding meeting be dispensed with, same to stand approved as presented by copy, and placed on file. Correction was made to include "motion carried by a show of hands" in the motion made by Councilman Kaehler instructing the city attorney to notify the property owners of the findings of the building inspector of the premises located at 1801 13th Street. Motion carried by a show of hands.

Following the presentation of a petition by George Terry, Councilman Watkins moved, seconded by Councilman Cure, that the city attorney be instructed to prepare the necessary papers for the city to vacate 16' of Sparks Avenue and the alleys adjoining the Lots 17, 18, 19, 20, 21, and 22 of the City of Empire now a part of the City of Galena. The motion carried on roll call vote as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin Brown, and Pittman. Nays - None (Councilman Brown entered the council room at 7:10 p.m. and took his place at the council table.)

Councilman Watkins moved, seconded by Councilman Cure, that following inspection by the city attorney if the matter so warranted the city attorney would prepare the necessary papers allowing Mr. Terry to begin construction of a fence at indicated points on property adjoining the Lots 17, 18, 19, 20, 21, and 22 of the City of Empire now a part of the City of Galena. Motion carried by a show of hands.

Following presentation of the petitions made by Homer Storm indicating that tree limbs, jug holes, and the need for gravel in the alley behind the residence at 911 Elm had become a nuisance; Stewart Graham, 18th and Joplin, describing tree limbs over stop sign at 18th and Joplin to be very dangerous; tree limbs overhanging the street sign at 22nd Street to be a safety hazard, Councilman Watkins moved, seconded by Councilman Pittman, that the Service Committee take the necessary action to handle the foregoing complaints. Motion carried on roll call vote as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman.

Councilman Pittman moved, seconded by Councilman Watkins, that the Empire District Electric Company be requested to install a street light at 18th and Wood in compliance to Jesse Moore's request for same and a street light at 21st and Wood. On roll call the motion carried as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman.

Following a request made by Mr. Van Bradshaw, Councilman Watkins moved, seconded by Councilman Pittman, that the Seven Day Adventist Church be granted permission and authority to hold services with the city park. Motion carried by a show of hands.

Councilman Watkins moved, seconded by Councilman Pittman, that the city attorney be instructed to prepare within the next thirty (30) days the necessary instruments to annex to the City of Galena the property lying South of the city limits to the North line of Schermerhorn Park and Shoal Creek, and the boundary to run along the State Line Road south to 26th Street, thence west to Galena Avenue, then South to the North boundary of Schermerhorn Park, the West boundary to begin at the Southwest corner of the city limits on 21st Street to 26th Street, thence east to 500 ft. from center of Kansas State Highway 26, thence south to North line of Shoal Creek. On roll call the vote was as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman. Nays - none. Mayor Dillon declared the motion passed.

Councilman Pittman moved, seconded by Councilman Tackett, that the chairs which the Library had discontinued to use not be sold but retained to be used within the City Building. Motion carried by a show of hands.

Councilman Pittman moved, seconded by Councilman Kaehler, that Mr. Barnes be allowed to hire temporary help when and if the Street Department employees were unable to attend to the matter of cleaning up lots in the instances where property owners were unable or refused to clean up property that had become a nuisance due to overgrown weeds, vines, tree limbs, and other debris. Motion carried by a show of hands.

Mr. George Williams requested permission to block off 1/2 of a block on Sixth Street, specifically, from Main Street to the Alley on Sixth Street on October 5th thus enabling Gal-Kan Corporation to erect small children rides to be operated from the hours of 10:00 a.m. to 2:00 p.m. for the purpose of raising revenue to aid in the defraying of expenses of the Half-Century Club.

Councilman Pittman moved, seconded by Councilman Brown, that Gal-Kan Corporation be granted permission to barricade Main Street on the east side on Sixth Street for one-half block on October 5th between the hours of 10:00 a.m. and 2:00 p.m. and to operate children rides for fund raising purposes. Motion carried by a show of hands.

Mayor Dillon informed the Governing Body that Mr. Joe Anthony had advised his office that he would be unable to cut the tree limbs, weeds, and vines which had become a nuisance at his residence but that he had expressed a willingness to pay for same at a cost not to exceed \$2.15 per hour and that Mr. Anthony had estimated the cleaning time to be between six and eight hours.

Councilman Pittman moved, seconded by Councilman Watkins, that temporary help be hired to clean up weeds, debris, etc., be paid \$1.90 per hour. Motion carried on roll call vote as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman. Nays - none. The Chair announced passage of the motion.

Councilman Watkins moved, seconded by Councilman Pittman, that the city attorney be authorized to employ whatever services needed to facilitate the matter of drawing the ordinance, etc., to annex the property east and south of the city. Motion carried by a show of hands.

Councilman Pittman moved, seconded by Councilman Tackett, that Mr. Barnes be instructed to paint proper white lines at the crosswalk(s) at Roosevelt School on Columbus and Empire Streets. Motion carried by a show of hands.

Councilman Watkins introduced Ordinance No. 557, an ordinance to pay certain claims; the meeting being public, the ordinance was discussed and amended to include payment also to Stanley Luton, electrical inspector, \$27 for nine (9) service trips. The ordinance passed on third and final reading by roll call vote as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman. Nays - none.

Councilman Cure moved, seconded by Councilman Tackett, that permission be granted to the Merchants Association to block off Main Street from Fourth to Eighth Street with the exception of Seventh Street to accommodate east and west-bound traffic on October 5th from 10:00 a.m. to 2:00 p.m. for the purpose of conducting a sidewalk sale. Motion carried on roll call vote as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman. Nays - none.

Councilman Pittman moved, seconded by Councilman Brown, that the City Marshal, William W. Karr, be granted permission to call upon REACT to help control traffic on October 5th between the hours of 10:00 a.m. to 2:00 p.m. Motion carried by a show of hands.

Councilman Pittman introduced the following resolution:

BE IT RESOLVED, the following final accounts are adjusted:

ACCOUNT NUMBER	NAME	TOTAL AMOUNT OF DELINQUENT BILL	AMOUNT OF DEPOSIT	REUND	LOSS
# 276	Harold Edwards	\$ 7.63	\$ 5.00		\$ 2.63
# 828	Joan Shuey	5.42	10.00	4.58	
#1529	Bill Sliger	<u>26.17</u>	<u>15.00</u>		<u>11.17</u>
		\$ 39.22	\$ 30.00	\$ 4.58	\$13.80

Total Amount of Loss: \$13.80

Councilman Pittman moved, seconded by Councilman Tackett, that the foregoing resolution be adopted and passed by the governing body. Motion carried on roll call vote as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman. Nays - none.

Councilman Pittman introduced the following resolution:

BE IT RESOLVED, the following account was adjusted for leakage:

# 683	Iva Lentz	\$ .62
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Councilman Pittman moved, seconded by Councilman Tackett, that the foregoing resolution relating to adjustment of .62 due to leakage be passed by the Governing Body. Motion carried on roll call vote as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman. Nays - none.

\* \* \* Correction on final page

Councilman Watkins introduced Ordinance No. 863 and entitled:

AN ORDINANCE REGULATING TRAFFIC UPON THE STREETS AND HIGHWAYS OF THE CITY OF GALENA, KANSAS: INCORPORATING BY REFERENCE "STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES", EDITION OF 1968, PREPARED AND PUBLISHED BY THE LEAGUE OF KANSAS MUNICIPALITIES, WITH CERTAIN OMISSIONS, CHANGES, AND ADDITIONS, SUCH INCORPORATION BEING AUTHORIZED BY SECTIONS K.S.A. 12-3009 THROUGH 12-3012 AND K.S.A. 1967 SUPP. 12-3301 AND 12-3302 OF THE KANSAS STATUTES ANNOTATED: PRESCRIBING ADDITIONAL REGULATIONS: AND REPEALING ORDINANCE NO. 842 AND ALL OTHER ORDINANCES IN CONFLICT THEREWITH.

Councilman Watkins moved, seconded by Councilman Pittman, that Ordinance No. 863 relating to Standard Traffic Ordinance for Kansas Cities be passed and approved by the Governing Body. On roll call the vote was as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman. Nays - none.

Councilman Watkins introduced Ordinance No. 864 and entitled:

AN ORDINANCE RELATING TO MINORS; THEIR DELINQUENCY, AND PROVIDING PENALTY FOR CONTRIBUTING THERETO.

Councilman Watkins moved, seconded by Councilman Tackett, that Ordinance

No. 864 be passed by the Governing Body by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman. Nays - none. Mayor Dillon declared passage of the motion.

Councilman Watkins introduced the following entitled ordinance:

ORDINANCE NO. 865

AN ORDINANCE GRANTING THE KANSAS STATE TELEPHONE COMPANY, INC., ITS SUCCESSORS AND ASSIGNS A FRANCHISE, THE RIGHT AND PRIVILEGE TO USE THE STREETS, ALLEYS AND PUBLIC GROUNDS OF THE CITY OF GALENA, KANSAS, FOR THE PURPOSE OF ERECTING, LAYING AND MAINTAINING CONDUITS FOR TELEPHONE LINES TOGETHER WITH THE NECESSARY POLES, WIRES, AND OTHER APPARATUS, EQUIPMENT AND APPLIANCES THEREFOR AND TO STRING WIRE ABOVE GROUND OR CARRY THE SAME THEREUNDER, AND TO DO ALL THINGS NECESSARY AND PROPER FOR THE PURPOSE OF OPERATING AND MAINTAINING A TELEPHONE SYSTEM WITHIN THE LIMITS OF THE CITY OF GALENA, KANSAS, AND TO SUPPLY AND SELL TELEPHONE SERVICE TO SAID CITY AND THE INHABITANTS THEREOF UPON THE EXPRESS CONDITIONS HEREINAFTER IMPOSED AND NOT OTHERWISE.

Councilman Watkins moved, seconded by Councilman Cure, that the reading of the ordinance in full constitute the first of three readings at three consecutive meetings as provided by statute. On roll call the vote was as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman. Nays - none.

Councilman Watkins introduced the following entitled ordinance:

ORDINANCE NO. 866

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION SEWAGE SYSTEM BONDS OF THE CITY OF GALENA, CHEROKEE COUNTY, KANSAS, TO PAY FOR PART OF THE CONSTRUCTION OF A COMPLETE SEWAGE TREATMENT PLANT AND DISPOSAL WORKS FACILITY AND SYSTEM FOR SAID CITY AND FIXING THE DETAILS OF SAID BONDS.

Councilman Watkins moved, seconded by Councilman Tackett, that Ordinance No. 866 and relating to the issuance of general obligation bonds for a sewage system for the City of Galena be passed on roll call vote. On roll call the vote was as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman. Nays - none. Mayor Dillon declared the motion passed.

Councilman Tackett read "Special Meeting of the Board of Directors of the Citizens Sate Bank of Galena, Galena, Kansas;

Councilman Tackett moved, seconded by Councilman Watkins, that the Governing Body acknowledge receipt of the minutes and have same spread on the record, to-wit:

The Board of Directors of The Citizens Sate Bank of Galena, Galena, Kansas, held a special meeting at 8:00 A.M. on Wednesday, Sept. 11, 1968. The Directors met in their regular Banking rooms and all of the members were present. William E. Poteet, Chairman, called the meeting to order and stated that one purpose of the meeting was to consider a probably loan to the City of Galena, Galena, Kansas. He further stated that the City Clerk of Galena, Galena, Kansas, informed him that the City of Galena, Galena, Kansas may need funds necessary to conclude final payment on the recently approved City Sewerage project. That repayment would be made to the Bank when

the City received approximately ten per cent of the project cost. It was explained that the Federal Government would in all probability withhold this final ten percent until examination and approval of the project had been made. However, the City was obligated to pay the contractor upon completion of the project.

After general discussion of this matter the Board of Directors unanimously adopted the following Resolution:

BE IT RESOLVED: That the Citizens State Bank of Galena, Galena, Kansas grant the above loan of ten percent of the sewerage project cost or an amount not to exceed \$27,000.00, whichever is lesser, when the proper application is made by the proper Officials of the City of Galena, Kansas.

BE IT FURTHER RESOLVED: That the interest on the above loan will be negotiated between the Officials of Galena, Kansas and this Bank, when the request of siad loan is made, that interest rate will not exceed 5% per annum.

BE IT FURTHER RESOLVED: That the terms and conditions to repay said loan will be taken into consideration at the time the application for the loan is made.

BE IT FURTHER RESOLVED: That this loan will be made to said City of Galena, Kansas as above set forth under the following conditions:

- (1) That the City of Galena, Kansas has Faithfully fulfilled, complied with and met all Specifications, rules, regulations, and laws of the Federal and State Governments pertaining to this project:
- (2) Provided this Bank can legally make such loan at the time of this request and consideration of said loan.

RESOLUTION ADOPTED:

s/Maxine Poteet  
Secy

s/William E. Poteet  
Pres

On roll call the vote was as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman. Nays - none. Passage of the motion was declared by the Chair.

Councilman Pittman moved, seconded by Councilman Brown, that the Executive Committee be authorized to meet with a representative of The Empire District Electric Company to work out the details of the installations of school signs and to enter into agreement for the necessary services. Motion carried on roll call vote as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Barker, Cure, Kitch, Martin, Brown, and Pittman. Nays - none. Mayor Dillon declared the motion passed.

Councilman Pittman moved, seconded by Councilman Brown, that the meeting be adjourned. Motion carried on a standing vote.

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Mayor

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City Clerk

\*\*\* Councilman Pittman moved, seconded by Councilmen Tackett and Brown, that the Mayor's appointment of William Karr be confirmed by roll call vote. On roll call the vote was as follows: Yeas Councilmen Tackett, Watkins, Barker, Martin, Pittman and Brown. Nays - Councilmen Kaehler, Bogle, Cure, and Kitch. Mayor Dillon declared passage of the motion.