

MINUTES OF
REGULAR COUNCIL MEETING
SEPTEMBER 20, 1994

CALL TO ORDER: The Regular Meeting of the Galena City Council was called to order Tuesday, September 20, 1994 at 7:00 p.m. in the Council Chambers with Doris Adams, Mayor Protem, presiding.

ROLL CALL: Roll call indicated the following council members present: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
ABSENT: LEE

MINUTES: Moved by WARD, seconded by ROGERS to approve and place on file the minutes of the Regular Council Meeting of September 6, 1994.
AYES: TIPTON, PRICE, JENKINS, DAVIS, ALLEN, ADAMS, WARD, ROGERS
ABSTAIN: BURKYBILE
Motion declared carried.

FIREMEN'S RELIEF ASSOC: Moved by ROGERS, seconded by WARD to place on file the minutes of the Firemen's Relief Association meeting of September 8, 1994.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

LIBRARY BOARD: Moved by BURKYBILE, seconded by WARD to place on file the minutes of the Library Board meeting of July 16, 1994.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

CONDEMNATION HEARING
216 E 7TH STREET: Mayor Protem Adams, opened the condemnation hearing on the structure at 216 E. 7th Street.
Price informed the council that the owner, Bob Abbott, had contacted her and was unable to attend the meeting due to family matters.
Allen asked if Mr. Abbott had informed her of his plans for the structure.

September 20, 1994

She said he did not.

Moved by TIPTON, seconded by BURKYBILE to approve Resolution 94-18 allowing 30 days for the repair on the structure at 216 E. 7th Street.

AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS

NAYS: NONE

Motion declared carried.

EXECUTIVE SESSION:

Moved by PRICE, seconded by BURKYBILE to go into Executive Session for 30 minutes to discuss personnel.

It was asked that persons on the agenda be allowed to appear before the council before executive session.

ROUTE 66 MARATHON:

Duane Snapp, President of the Chamber of Commerce, introduced Darrell Ray to the council who informed them of the plans for a Mini or Half Marathon on Route 66.

Mr. Ray explained that the distance through Kansas on Route 66 is exactly the distance of a Half Marathon. He informed the council that there was a marathon run in 1928 called the "Bunions Run". This was run on Route 66 and they ran from California to Chicago. The marathon scheduled for October 8, 1994 will start at the Kansas Missouri State Line and continue across Route 66 in Kansas to the Oklahoma State Line. They plan on about 150 runners. They think there will be about 500 to 1000 people here for the race. They are requesting police assistance with traffic down Main Street and West on 7th Street.

Moved by ROGERS, seconded by BURKYBILE to assist the Chamber and allow the use of Main Street on October 8 for the Mini Marathon.

AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS

NAYS: NONE

Motion declared carried.

SOCK HOP:

Linda McLean, owner of the Sandwich Shop Cafe requested she be allowed to use the sidewalk in front of her business on October 8, 1994 to place tables and chairs

September 20, 1994

when she is having a Sock Hop in her restaurant. She said this would be a family affair with no alcohol being served. She has been in contact with some of the auxiliary police officers and they have agreed to assist with the crowd.

Moved by TIPTON, seconded by JENKINS to allow the sock hop on October 8 provided it poses no problem with other merchants.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

EXECUTIVE SESSION:

Moved by PRICE, seconded by BURKYBILE to go into Executive Session for 30 minutes to discuss Personnel with the City Attorney, Gene Barrett, to remain.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

ENTERED INTO EXECUTIVE SESSION AT 7:37 P.M. RETURNED AT 8:00 P.M.

CALL TO ORDER:

The Regular Meeting of the Galena City Council was called to order after Executive Session at 8:00 p.m. with Doris Adams, Mayor Protem, presiding.

ROLL CALL:

Roll call after Executive Session indicated the following council members present: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
ABSENT: LEE

VEHICLE DONATION:

Chief Hentz informed the council that the U.S. Army has given the police department two 1983 Chevrolet Blazers. These are currently in storage at Fort Riley and are in good condition. One has approximately 20,000 miles and the second has approximately 40,000 miles. Both are diesel.

The cost to transport these vehicles to Galena is \$250. The cost for liability insurance is \$720 per year.

The Finance Committee recommends this be allowed.

Moved by BURKYBILE, seconded by DAVIS to allow \$250 from the Drug

September 20, 1994

Seizure Fund to transport the two vehicles.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

POLICE RADIO:

Chief Hentz informed the council that one of the patrolman had left a radio on top of a car and driven off. When he went back he was unable to find the radio. This has been reported to the insurance company and the city has received a check in the amount of \$675. Additional funds of \$176 are needed to purchase a 8 channel Motorola radio.

Chief Hentz said that a letter has been placed the officer's personnel file concerning the loss of the radio. He asked that he be allowed to purchase this with the balance over and above the insurance check being paid from the drug seizure fund.

Moved by ROGERS, seconded by TIPTON to allow the purchase of the above radio as requested.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

SURVIVAL SEMINAR:

Chief Hentz requested four officers be allowed to attend a Survival Seminar at MSSC at a cost of \$55 per officer with it to be paid out of the Police Training Fund.

Moved by BURKYBILE, seconded by WARD to allow four officers to attend the Survival Seminar.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

STEP PROGRAM:

The Step Program which was approved by council action in 1992 but was never approved by ordinance was discussed.

BURKYBILE LEFT AT 8:15 P.M. AND RETURNED IN 8:16 P.M.

Moved by TIPTON, seconded by JENKINS to refer the Step Program to the Finance Committee.

September 20, 1994

AYES: TIPTON, PRICE, JENKINS,
DAVIS, ALLEN, ADAMS, WARD, ROGERS
NAYS: BURKYBILE
Motion declared carried.

AUXILIARY OFFICERS:

Chief Hentz informed the council that applications have been received for Auxiliary Officers.

Moved by BURKYBILE, seconded by DAVIS to refer this to the Personnel Committee.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

ROWLAND & RICHEY
PROBATION PERIOD:

The council discussed waiving the probation period for Officer Sloan Rowland and Dispatcher Beth Richey. Dispatcher Richey has served several months as relief dispatcher. Officer Rowland has recently returned from Military Service.

Moved by BURKYBILE to waive the 90 day probation period for Beth Richey.
MOTION WITHDRAWN

Moved by ROGERS, seconded by WARD to refer waiving the probation period for Beth Richey to the Personnel Committee.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

Moved by PRICE, seconded by JENKINS to refer waiving the probation period for Officer Rowland to the City Attorney for research with him to report back at the next council meeting.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

SEWER EASEMENT:

Superintendent Sills informed the council that the School is preparing to construct a building just East of Liberty School. It was necessary for them to move the location of the structure due to a sewer line. He said there is no registered easement for the sewer line.

Moved by BURKYBILE, seconded by TIPTON to allow Superintendent to

September 20, 1994

try to get a sewer easement from the school district with Verlyn White to do the survey.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

8TH STREET:

Superintendent Sills informed the council that the school district is wishing to move their fence on 8th Street to allow additional parking West of the High School and to construct a sidewalk from the school to 8th Street.

Moved by WARD, seconded by ROGERS to allow the school to move the fence on 8th Street and to construct a sidewalk from the High School to Galena Ave.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

SCHOOL BUILDING PERMIT:

The school district is constructing an Agra Science Building and Greenhouse just East of Liberty School. They request the building permit fee of \$299 be waived.

Moved by WARD, seconded by ROGERS to waive the building permit fee for the agra science building and greenhouse.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

HAYS RESIGNATION:

Mayor Protem Adams read the resignation of Helen Hays from the Library Board. She has moved from the city.

Moved by TIPTON, seconded by BURKYBILE to accept the resignation.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

CITY BEAUTIFICATION FUND GRANT:

A copy of the letter received from the Bess Spiva Timmons Foundation was provided council members. The City was awarded a \$1000 grant for the City Beautification program. This grant was received through the efforts of Mary Graham.

The Council thanked Mrs. Graham for her interest and efforts for the City Beautification Program.

LEAGUE MEETING:

Moved by BURKYBILE, seconded by DAVIS that Terry Ward be the delegate and Mayor Oglesby the alternate for the League Meeting.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

SIGNING CHECKS:

Moved by BURKYBILE, seconded by TIPTON to allow Mayor Protem Adams to sign checks in the absence of Mayor Oglesby.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

ORDINANCE 94-22
WATER METERS:

Moved by WARD, seconded by ROGERS to approve Ordinance 94-22 providing for the pulling of meters that have been tampered with and providing charges therefore.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

ROUTE 66:

Moved by ALLEN, seconded by BURKYBILE to allow the Route 66 Association to paint Route 66 shields on Main Street and Front Street for the Marathon.
AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
Motion declared carried.

FINANCE COMMITTEE:

The Finance Committee met concerning the construction of a building at the city lot to house the rest rooms, office and lunch room. Superintendent Sills provided an itemized statement showing costs totaling \$3427. The Finance Committee recommends it be allowed with it being paid from water, landfill and solid waste.

Jenkins asked if the labor for laying blocks should not be advertised and bids taken on it.

Moved by JENKINS, seconded by TIPTON to advertise and take bids

September 20, 1994

on the labor for laying 700 8 inch blocks and 20 1/2 inch blocks with the city providing the materials.

AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS

NAYS: NONE

Motion declared carried.

SOLID WASTE EMPLOYEE:

The personnel Committee interviewed one applicant for the temporary position in the solid waste department. They recommend we readvertise for this position.

FAIR RENTAL ORDINANCE:

The Council discussed the Fair Rental Ordinance passed in 1992.

Margaret Ball informed the council that persons renting from her objected to the annual inspections. She said that unless owner-occupied houses were inspected also, persons renting were being discriminated against.

Moved by PRICE, seconded by JENKINS to appoint a committee to meet with the landlords to review the ordinance and make recommendations to the council.

AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS

NAYS: NONE

Motion declared carried.

Moved by PRICE, seconded by ROGERS that a committee be named and a meeting to be held within the next 30 days.

AYES: TIPTON, PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS

NAYS: NONE

Motion declared carried.

Moved by BURKYBILE, seconded by PRICE to nominate Jenkins.

AYES: TIPTON, PRICE, DAVIS, BURKYBILE, ALLEN, ADAMS, WARD, ROGERS

NAYS: NONE

NO VOTE: JENKINS

Motion declared carried.

Moved by ROGERS to nominate Allen

Allen declined the nomination.

Moved by ALLEN to nominate Ward

Ward declined the nomination.

Moved by PRICE, seconded by

September 20, 1994

BURKYBILE to nominate Davis.
AYES: TIPTON, PRICE, JENKINS,
BURKYBILE, ALLEN, ADAMS, WARD,
ROGERS
NAYS: NONE
NO VOTE: DAVIS
Motion declared carried.

Moved by BURKYBILE, seconded by
DAVIS to nominate Price.
AYES: TIPTON, JENKINS, DAVIS,
BURKYBILE, ALLEN, ADAMS, WARD,
ROGERS
NAYS: NONE
NO VOTE: PRICE
Motion declared carried.

Moved by PRICE, seconded by TIPTON
that the Committee consist of
Jenkins, Davis and Price.
AYES: TIPTON, PRICE, JENKINS,
DAVIS, BURKYBILE, ALLEN, ADAMS,
WARD, ROGERS
NAYS: NONE
Motion declared carried.

LANDLORD COMMITTEE:

Moved by BURKYBILE, seconded by
TIPTON to appoint Bill Frazier,
Margaret Ball and Chuck Wells to
the committee to represent the
landlords and to publish the
meeting dates and invite both
renters and landlords to the
meetings.
AYES: TIPTON, PRICE, JENKINS,
DAVIS, BURKYBILE, ALLEN, ADAMS,
WARD, ROGERS
NAYS: NONE
Motion declared carried.

TENNIS COURTS:

It was recommended the parking lot
at the North End of the Tennis
Courts be graded and a trench put
in on the West side to allow
drainage. Also the entrance to
the bridge needs to be repaired.
The base rock has washed away.

FIRE CHASSIS FUND:

The Fire Department requests they
be allowed to transfer \$400 per
month from their budget to the
Fire Chassis Fund for the future
purchase of a new fire chassis.

Moved by DAVIS, seconded by WARD
to allow this transfer.
AYES: TIPTON, PRICE, JENKINS,
DAVIS, BURKYBILE, ALLEN, ADAMS,
WARD, ROGERS
NAYS: NONE
Motion declared carried.

EMERGENCY RESPONSE

Moved by DAVIS, seconded by WARD
to appoint Jerry Derfelt Emergency
Response Employee in compliance
with the Ryan White Comprehensive

September 20, 1994

AIDS Resources Emergency Act
(Public Law 101-381).
AYES: TIPTON, PRICE, JENKINS,
DAVIS, BURKYBILE, ALLEN, ADAMS,
WARD, ROGERS
NAYS: NONE
Motion declared carried.

APPROPRIATION ORD 94-9: Moved by ROGERS, seconded by WARD
to approve Appropriation Ordinance
94-9 in the amount of \$236,708.68.
AYES: TIPTON, PRICE, JENKINS,
DAVIS, BURKYBILE, ALLEN, ADAMS,
WARD, ROGERS
NAYS: NONE
Motion declared carried.

CEMENT SAW BLADES: Moved by PRICE, seconded by DAVIS
to purchase a cement saw blade for
the water project at a cost of
\$695 and if they are on sale to
purchase three blades.
AYES: TIPTON, PRICE, JENKINS,
DAVIS, BURKYBILE, ALLEN, ADAMS,
WARD, ROGERS
NAYS: NONE
Motion declared carried.

APPROPRIATION ORD 94-9A: Moved by WARD, seconded by ROGERS
to approve Appropriation Ordinance
94-9A in the amount of \$11,723.27.
AYES: TIPTON, PRICE, JENKINS,
DAVIS, BURKYBILE, ALLEN, ADAMS,
WARD, ROGERS
NAYS: NONE
Motion declared carried.

PAYROLL ORD 94-39: Moved by TIPTON, seconded by DAVIS
to approve Payroll Ordinance 94-39
in the amount of \$12,515.76 plus
\$950.92 FICA and \$178.01 KPERS.
AYES: TIPTON, PRICE, JENKINS,
DAVIS, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
ABSTAIN: BURKYBILE
Motion declared carried.

PAYROLL ORD 94-40: Moved by WARD, seconded by ROGERS
to approve Payroll Ordinance 94-40
in the amount of \$12,543.76 plus
\$953.05 FICA and \$179.95 KPERS.
AYES: TIPTON, PRICE, JENKINS,
DAVIS, ALLEN, ADAMS, WARD, ROGERS
NAYS: NONE
ABSTAIN: BURKYBILE
Motion declared carried.

ADJOURNMENT: Moved by ROGERS, seconded by WARD
to adjourn the Regular Meeting of
the Galena City Council.
AYES: TIPTON, PRICE, JENKINS,
DAVIS, BURKYBILE, ALLEN, ADAMS,
WARD, ROGERS
NAYS: NONE
Motion declared carried.

September 20, 1994

Doris Adams
Doris Adams, Mayor Pro Tem

ATTEST:

Jeanie Holstrom
Jeanie Holstrom, City Clerk

(SEAL)