

MINUTES OF REGULAR COUNCIL MEETING HELD OCTOBER 2, 1979

THE GOVERNING BODY OF THE CITY OF GALENA MET IN REGULAR SESSION TUESDAY, OCTOBER 2, WITH MAYOR L. G. WILLIAMS PRESIDING.

ROLL CALL RESPONSE SHOWED NINE MEMBERS PRESENT:  
SMITH, FAULKNER, PIERCEFIELD, KELLEY, HOPKINS, DAVIES, HALL, HAYES AND BAILEY. COUNCILMAN CURE WAS ABSENT.

COUNCILMAN SMITH MOVED APPROVAL OF THE SEPTEMBER 17 COUNCIL MINUTES AND THOSE OF A SPECIAL COUNCIL MEETING ON SEPTEMBER 27. FAULKNER SECONDED, AND MOTION CARRIED WITH ONE ABSTENTION -- DAVIES

COUNCILMAN FAULKNER ASKED FOR COUNCIL ACTION ON A LOT LINE MAP SUBMITTED BY VERLYN E. WHITE OF OSWEGO, AT A COST OF \$2500.00.

COUNCILMAN PIERCEFIELD VOICED OPINION THAT SALE OF COPIES OF THE MAP, COULD WELL PAY FOR THE INITIAL COST. THE MONEY COULD BE PAID IN THREE MONTHLY PAYMENTS, TWO OF \$800, AND ONE OF \$900.

FAULKNER MOVED THAT THE SUBMITTED BID FOR THE MAP BE ACCEPTED. DAVIES SECONDED, AND THE MOTION CARRIED.

RANDALL, CD DIRECTOR, BROUGHT BEFORE THE COUNCIL, A COMPLAINT BY BERNICE TENNIS CONCERNING WORK DONE ON HER HOUSE 18 TO 20 MONTHS AGO. MRS. TENNIS CLAIMED THAT THE TOILET BOWL WAS CRACKED WHEN INSTALLED. HALL STATED HE HAD CHECKED THE STOOL AND THERE WAS A LEAK DUE TO THE BROKEN BOWL. THE ESTIMATED COST TO REPLACE WOULD RUN FROM \$125 TO \$150.

SMITH MOVED THE REPAIRS BE ALLOWED. PIERCEFIELD SECONDED. THE MOTION PASSED WITH TWO ABSTENTIONS (DAVIES & HOPKINS)

RANDALL ASKED COUNCIL ACTION CONCERNING A REWORK JOB ON THE RESIDENCE OF JACK & DOROTHY FORD. THERE WAS EXCESSIVE LEAKAGE DUE TO THE WAY THE HOUSE WAS ORIGINALLY ROOFED. ESTIMATED COST WAS FROM \$4200 TO \$4700.

COUNCILMAN KELLEY MOVED THE REWORK ON THE FORD JOB BE APPROVED. PIERCEFIELD SECONDED. MOTION CARRIED WITH ONE ABSTENTION (HOPKINS).

DAVID BREWSTER, REPRESENTING JAMES HARRYMAN OF HARRYMAN REFRIGERATION, INFORMED THE COUNCIL OF A MECHANICS LEIN FILED ON THE SENIOR CITIZENS BUILDING IN THE AMOUNT OF \$714.24. HARRYMAN WAS SUB-CONTRACTED BY DON HOWE TO PROVIDE A CONDITIONING AND CONDENSING UNIT FOR THE SENIOR CITIZENS BUILDING. SAID CONTRACT WAS COMPLETED IN JULY 1979, BUT HOWE REFUSES PAYMENT FOR SAME.

ATTORNEY ROWE RECOMMENDED THAT SINCE NO PERFORMANCE BOND HAD BEEN REQUIRED, THE CITY PAY HARRYMAN AND INSTITUTE A SUIT AGAINST THE CONTRACTOR, HOWE. HE ALSO STATED THAT DUE TO THIS TIME ELEMENT, A MECHANICS LEIN WAS OUT OF LINE.

PIERCEFIELD MOVED TO TAKE THE ADVISE OF ATTORNEY ROWE, AND PAY HARRYMAN THE \$714.24, AND WITHHOLD SAME FROM THE RETAINING FEE ON THE BUILDING. DAVIES SECONDED THE MOTION AND MOTION CARRIED.

MAYOR WILLIAMS MADE KNOWN TO THE COUNCIL A REQUEST FOR REFLECTORS ON CURVE SIGNS TO BE PLACED ON THE CURVE NEAR OAK HILL CEMETARY.

PIERCEFIELD MOVED THAT WORKS DIRECTOR JARVIS PLACE CURVE SIGNS AND REFLECTORS ON BOTH APPROACHES TO THE CURVE. COUNCILMAN HAYES SECONDED THE MOTION. MOTION CARRIED.

STEVE JENKINS ADDRESSED THE COUNCIL AND VOICED DISPLEASURE AT THE SCHEDULING OF CASES IN MUNICIPAL COURT.

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ATTORNEY ROWE DEFENDED COURT SCHEDULING, STATING IT IS IMPOSSIBLE TO KNOW HOW LONG ANY HEARING OR TRIAL MAY LAST. MR. ROWE STATED HE FELT BOTH JUDGE BROWN AND THE POLICE OFFICERS HAD TREATED MR. JENKINS FAIRLY.

FURTHER DISCUSSION BETWEEN ROWE AND JENKINS CENTERED ON THE PARKING OF A CARGO TRAILER NEAR JENKINS PLACE OF BUSINESS, OBSTRUCTING ANY VIEW OF JENKINS KANDY STORE FROM ONCOMING TRAFFIC.

COUNCILMAN DAVIES MADE A MOTION THAT VOGEL (OWNER OF THE TRAILER) JENKINS, ROWE AND THE POLICE COMMITTEE MEET AND WORK OUT A SUITABLE SOLUTION TO THE PROBLEM. PIERCEFIELD SECONDED, AND THE MOTION CARRIED.

COUNCILMAN SMITH, OF THE WATER COMMITTEE PRESENTED A LIST OF 44 WATER CUSTOMERS WHO WERE TWO OR MORE MONTHS PAST DUE. DISCUSSION FOLLOWED ON A MEANS OF COLLECTING SUCH ACCOUNTS.

COUNCILMAN BAILEY MOVED THAT ATTORNEY ROWE DRAW UP A LANDLORDS UTILITY ORDINANCE, MAKING PROPERTY OWNERS LIABLE FOR UNPAID BILLS OF TENANTS. SMITH SECONDED THE MOTION. A ROLL CALL VOTE RESULTED IN 5 YEA VOTES AND 4 NAYS. VOTING YEAS WERE SMITH, FAULKNER, PIERCEFIELD, HALL AND BAILEY. NO VOTES WERE CAST BY KELLEY, HOPKINS, DAVIES AND HAYES.

SMITH NOTIFIED THE COUNCIL OF SEVERAL WATER CUSTOMERS REQUESTING ADJUSTMENTS ON WATER BILLS, DUE TO LEAKS ON THE PROPERTY OWNERS LINE. THE COUNCIL AFFIRMED THAT ANY ADJUSTMENT REQUEST SHOULD BE GIVEN TO THE WATER COMMITTEE FOR STUDY AND BACK TO THE COUNCIL FOR FINAL DECISION.

ATTORNEY ROWE REQUESTED A \$35.00 COST DEPOSIT TO DISTRICT COURT TO FILE A SUIT TO COLLECT ON UNPAID BOND. ON MOTION BY BAILEY SECONDED BY DAVIES, THE COUNCIL ALLOWED THE \$35 PAYMENT.

CLYDA REED, REPRESENTIN THE SENIOR CITIZENS, ASKED COUNCIL ACTION ON A REQUEST TO EXCHANGE A SMALL EASEMENT OF GROUND NEAR THE SENIOR CITIZENS BUILDING FOR FOOTAGE ALONG WALL STREET.

BAILEY MOVED THE EXCHANGE BE ALLOWED AND THAT ATTORNEY ROWE DRAW UP A CONTRACT FOR THE LEGAL EXCHANGE. PIERCEFIELD SECONDED THE MOTION. MOTION CARRIED.

CD DIRECTOR, RANDALL, REPORTED ON THE OPENING OF BIDS FOR REHAB WORK.

PIERCEFIELD MADE A MOTION TO ACCEPT FOUR STATE REMODELINGS BID OF \$4749, ON 1103 AMHERST (FORD). FAULKNER SECONDED THE MOTION. MOTION CARRIED.

SMITH MOTIONED TO ACCEPT FOUR STATE REMODELINGS BID OF \$8500, ON 2324 GALENA (GANSTEIN). KELLEY SECONDED AND MOTION CARRIED. WORK JOBS ON 111 W. FOREST (HOLLINGSWORTH) AND 1213 MADISON (THOMAS) WERE SENT BACK TO THE CD COMMITTEE FOR RE-EVALUATION.

RANDALL ASKED PERMISSION TO ATTEND A FIVE DAY SESSION AT THE REHAB TRAINING CENTER IN ATLANTA, GEORGIA, FULL EXPENSES TO BE PAID BY HUD.

HOPKINS MOVED THE TRIP BE ALLOWED. PIERCEFIELD SECONDED THE MOTION. MOTION CARRIED.

HALL MOVED TO ALLOW \$100.00 EXPENSE TO JUDGE BROWN TO ATTEND A SCHOOL AT WICHITA. EXPENSES TO BE REIMBURSED BY THE STATE. KELLEY SECONDED. MOTION CARRIED WITH ONE ABSTENTION. (DAVIES)

ON MOTION BY HALL, SECONDED BY BAILEY, THE COUNCIL VOTED TO REPAY TRAVEL, LODGING AND MEAL EXPENSES TO THREE EMPLOYEES (SHOEMAKER, GANDY, AND HENDRYX) TO ATTEND A WATER AND WASTEWATER SCHOOL IN ATCHISON.

COUNCIL MEMBERS DISCUSSED THE CLOSING OF AN ALLEY BEHIND THE SEVENTH DAY ADVENTIST CHURCH, WHICH WAS PROTESTED BY JAMES SHEARS.

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MAYOR WILLIAMS ASKED THAT MR. SHEARS MEET WITH THE STREET COMMITTEE AND DETERMINE IF ANY CITY PROPERTY WAS INVOLVED.

SMITH MOVED TO PAY THE GAS SERVICE COMPANY \$1510.20 FOR THE GAS LINES INTO INDUSTRIAL PARK; MONEY TO BE REFUNDED TO THE CITY BY NORTH AMERICAN CARBIDE COMPANY AND CHARLES ROBERSON, OF THE PRINTING MACHINE REPAIR SHOP. HAYES SECONDED, AND THE MOTION CARRIED.

ON MOTION BY PIERCEFIELD, SECONDED BY BAILEY, HARVEY JONES WAS ALLOWED TWO WEEKS VACATION, BEGINNING OCTOBER 8.

COUNCILMAN BAILEY MOVED TO APPROVE THE APPROPRIATIONS AND PAYROLL ORDINANCES NUMBER 79-22. FAULKNER SECONDED AND MOTION CARRIED.

COUNCILMAN PIERCEFIELD MOVED TO AMEND ORDINANCE NUMBER 1005 ON PETTY LARCENY TO READ: THAT ANY PERSON WHO SHALL WITHIN THE CITY TAKE, STEAL, OR CARRY AWAY ANY MONEY OR PERSONAL PROPERTY OF EFFECTS UNDER THE VALUE OF \$100.00, SHALL BE FINED \$100.00, OR BY IMPRISONMENT IN THE CITY JAIL.

KELLEY SECONDED AND THE MOTION CARRIED.

ON MOTION BY BAILEY, SECONDED BY SMITH, THE COUNCIL ADJOURNED.



L. G. WILLIAMS, MAYOR



IDELLA VANDERPOOL, CITY CLERK

MINUTES OF SPECIAL COUNCIL MEETING, OCTOBER 2, 1979

THE COUNCIL MET IN SPECIAL SESSION FOLLOWING THE REGULAR COUNCIL MEETING OF OCTOBER 2, WITH MAYOR L. G. WILLIAMS PRESIDING.

NINE COUNCIL MEMBERS WERE PRESENT: SMITH FAULKNER, PIERCEFIELD, KELLEY, HOPKINS, DAVIES, HALL, HAYES AND BAILEY. COUNCILMAN CURE WAS ABSENT.

MAYOR WILLIAMS ANNOUNCED THE PURPOSE OF THE MEETING WAS TO HEAR FROM BOB JONES, PRIVATE CITIZEN.

MR JONES PROTESTED THE PLACEMENT OF UNAUTHORIZED TRAILER HOMES IN THE CITY.


MR. JONES PROTESTED NO PAVEMENT ON 17TH STREET, STATING OTHER STREETS WERE BEING PAVED, THOUGH SCHEDULED LATER.

MR. JONES PROTESTED THE ESTABLISHMENT OF AN INDUSTRY ON MAIN STREET, STATING HE DID NOT BELIEVE MAIN STREET HAD BEEN ZONED FOR INDUSTRY.

MR. JONES PROTESTED THREE FAMILIES LIVING IN ONE DWELLING AT 9TH AND CHICAGO, STATING HE DID NOT BELIEVE THIS TO BE LEGAL.

MR. JONES STATED THAT ONE OF THE FIRST HOUSES TO BE DEMOLISHED UNDER THE HUD PROGRAM WAS ONE HE OWNED. HE STATED HE GAVE THE FIRE DEPARTMENT PERMISSION TO BURN THE HOUSE WITH AN AGREEMENT TO REMOVE ALL DEBRIS. A LATER CONTRACT WAS MADE WITH MR. RANDALL OF C. D. TO REMOVE THE DEBRIS. RANDALL CHECKED THE LOT BUT SAID JONES DID NOT QUALIFY FOR CLEAN UP WORK. MR. JONES WAS CHARGED \$75.00 FOR CLEAN UP WORK. MR. JONES PROTESTED BEING BILLED FOR THE CHARGES.

ON MOTION BY DAVIES, SECONDED BY SMITH, THE COUNCIL ADJOURNED.

  
L. G. WILLIAMS, MAYOR

  
IDELLA VANDERPOOL, CITY CLERK