

MINUTES OF
REGULAR COUNCIL MEETING
OCTOBER 6, 1992

CALL TO ORDER:

The Regular Meeting of the Galena City Council was called to order Tuesday, October 6, 1992 at 7:00 p.m. in the Council Chambers with Roy Watkins, Mayor, presiding.

ROLL CALL:

Roll call indicated the following council members present: GABRIELSON, HAYES, SCOTT, BURKYBILE, TIPTON, STANSBERRY
ABSENT: MEANS, BYRD, ALLEN, GOURLEY

MINUTES:

Moved by TIPTON, seconded by HAYES to approve and place on file the minutes of the Regular Council Meeting of September 15, 1992.
AYES: GABRIELSON, HAYES, SCOTT, TIPTON, STANSBERRY
ABSTAIN: BURKYBILE
NAYS: NONE
Motion declared carried.

Moved by TIPTON, seconded by GABRIELSON to approve and place on file the minutes of the Special Council Meeting of September 29, 1992 with the following correction.

Burkybile abstained on the vote to approve Payroll Ordinances 92-21 and 92-21A.

AYES: GABRIELSON, HAYES, SCOTT, BURKYBILE, TIPTON, STANSBERRY
NAYS: NONE
Motion declared carried.

LIBRARY BOARD:

Moved by STANSBERRY, seconded by TIPTON to place on file the Library Board Minutes for meetings held on August 20, 1992 and September 10, 1992.
AYES: GABRIELSON, HAYES, SCOTT, TIPTON, STANSBERRY
ABSTAIN: BURKYBILE
NAYS: NONE
Motion declared carried.

VACATING ALLEY:

James C. Christman,
Superintendent of Unified

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School District #499 requested the city vacate the alley West of Wood Street between 7th & 8th Street. The school has purchased the property on both sides of this alley and desires to blacktop it to use for parking.

Moved by BURKYBILE, seconded by HAYES to approve vacating the alley West of Wood Street between 7th & 8th Streets.
AYES: HAYES, SCOTT, TIPTON, STANSBERRY, BURKYBILE
ABSTAIN: GABRIELSON
NAYS: NONE
Motion declared carried.

VETERANS PARK:

Bill Hall requested the city allow a park to be established in the area in front of City Hall where the tank was placed. He requested the following items:

1. The park be designated as "Veterans Park".
2. The council allow the installation of a sidewalk, flag poles and benches.
3. A public dedication be held in the future.
4. The city crew prepare the ground for the installation of the sidewalk.

Moved by STANSBERRY, seconded by BURKYBILE to allow the Veterans Park and approve the above requests.
AYES: GABRIELSON, HAYES, SCOTT, BURKYBILE, TIPTON, STANSBERRY
NAYS: NONE
Motion declared carried.

PECO DRIVE:

Susan Best asked the council what is being done concerning the Mobile Home Park on Peco Drive.

Mr Porter, the City Inspector, informed her that there are changes being made at this park and they should be completed by the end of the year.

Mobile Home Park Permits:

Moved by BURKYBILE, seconded by GABRIELSON to send letters to the owners of the mobile home parks who have not purchased their 1992 permits and inform them the fee is due immediately.
AYES: GABRIELSON, HAYES,

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SCOTT, BURKYBILE, TIPTON,
STANSBERRY
NAYS: NONE
Motion declared carried.

TRASH RATES:

Several persons met with the council concerning the raise in dumpster fees.

Burkybile stated that several companies had already cancelled their dumpster service. The city's cost at the landfill at this time is approximately \$2200 per month. This is subject to change when the state adds a fee of \$1.50 per ton. She also stated that as of October, it may be necessary for the city to transport the solid waste to Kansas City. There will be regional landfills established and we may not be able to use the county landfill. She informed the council an error was made when the dumpster rates were established. They were figured on a percentage basis and it was figured incorrectly on the 2nd and 3rd pickup rates. She presented the correct rates proposed in Ordinance 92-13.

The public asked about recycling.

Tipton presented a second proposal.

ORDINANCE 92-13:
AMENDED 10/20/92, Vote was retaken due to this motion lacking a majority of the council.

Moved by BURKYBILE, seconded by STANSBERRY to approve Ordinance 92-13 establishing solid waste rates.
AYES: GABRIELSON, HAYES, SCOTT, BURKYBILE, STANSBERRY
NAYS: TIPTON
Motion declared carried.

STREET REPAIRS:

Jim Oglesby asked when the streets will be repaired. He stated the businesses are receiving a lot of complaints concerning the condition of the streets.

The sewer contractors should begin their repairs in approximately 1 week. The crew to TV the lines are in the city now and as soon as this is complete, they will start repairs.

MEANS ENTERED 7:40 P.M.

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1201 KELLER:

There was no report on this structure. The City Clerk informed the council, she was contacted by a local attorney and provided the attorney with copies of the condemnation resolutions.

901 SHORT:

The city inspector stated only one item remained to be repaired on this structure. He will report back when this is complete.

815 E. 7TH:

Mayor Watkins opened the public hearing on the condemnation of the structure at 815 E. 7th Street. The city inspector read his letter concerning the structure.

Kelly Abbott informed the council he has purchased this property. He requested time to meet with the city inspector to prepare a plan for the repairs. He stated he would make the building secure immediately.

Moved by BURKYBILE, seconded by SCOTT to instruct the owner of the structure at 815 E. 7th Street to secure the structure and clean the lot immediately and to allow 30 days for a plan to be prepared on the repairs of the structure.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BURKYBILE, TIPTON, STANSBERRY
NAYS: NONE
Motion declared carried.

NOVELTY SHOP:

Chief Collins informed the council that action is being taken concerning the Novelty Shop on the State Line.

RESERVE UNIFORMS:

Moved by BURKYBILE, seconded by HAYES to purchase pants and shirts for 5 reserve officers at a cost of \$105 each to be paid from VIN.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BURKYBILE, TIPTON, STANSBERRY
NAYS: NONE
Motion declared carried.

POLICE PETTY CASH:

Moved by MEANS, seconded by SCOTT to allow the police department to establish a Petty Cash account in the amount of \$50 with the expenses to be brought before council monthly for approval.

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AYES: GABRIELSON, HAYES,
MEANS, SCOTT, BURKYBILE,
TIPTON, STANSBERRY
NAYS: NONE
Motion declared carried.

TELEPHONE SYSTEM:

Moved by MEANS, seconded by
STANSBERRY to pay for the
telephone system approved at
the September 15 meeting in 3
monthly payments of \$1780
each.
AYES: GABRIELSON, HAYES,
MEANS, SCOTT, BURKYBILE,
TIPTON, STANSBERRY
NAYS: NONE
Motion declared carried.

SEWER PROJECT BILLS:

Moved by STANSBERRY, seconded
by SCOTT to approve the
following bills for the sewer
project:

Mid Kansas Eng., \$12,075.56
SEK Reg. Planning \$ 5,600.00
G & G Contractor \$224,786.24

AYES: GABRIELSON, HAYES,
MEANS, SCOTT, BURKYBILE,
TIPTON, STANSBERRY
NAYS: NONE
Motion declared carried.

EPA ACCESS AGREEMENT:

Moved by TIPTON, seconded by
GABRIELSON to approve the EPA
Access Agreement allowing EPA
contractors access to 1st
Street for the remedial
cleanup.
AYES: GABRIELSON, HAYES,
MEANS, SCOTT, BURKYBILE,
TIPTON, STANSBERRY
NAYS: NONE
Motion declared carried

COURT REPORT:

Moved by MEANS, seconded by
BURKYBILE to place on file the
Court Report for September
with fines totaling \$796.05.
AYES: GABRIELSON, HAYES,
MEANS, SCOTT, BURKYBILE,
TIPTON, STANSBERRY
NAYS: NONE
Motion declared carried.

WATER LINES REPLACED:

Moved by STANSBERRY, seconded
by BURKYBILE to replace the
water lines in the alley West
of Main between 1st & 10th
Streets at a cost of \$4,969.48
before the concrete is
replaced from the sewer
project.
AYES: GABRIELSON, HAYES,
MEANS, SCOTT, BURKYBILE,
TIPTON, STANSBERRY
NAYS: NONE

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Motion declared carried.

WELL #4:

Superintendent Sills informed the council he will install the pump in well #4 as soon as possible. Rural Water should be filling their lines in November.

ALLEY REPLACEMENT:

The Street Committee met with Rick Bair and discussed whether to replace the alleys on each side of Main Street with concrete, blacktop or base rock. These alleys were concrete prior to being dug up for the sewer project. If the City will agree to replacing them with base rock, the \$30,000 saved could be used for collars for the manholes.

Moved by MEANS, seconded by STANSBERRY to replace the alleys with concrete where concrete was removed.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BURKYBILE, TIPTON, STANSBERRY,
NAYS: NONE
Motion declared carried.

REPLACE WATER LINES:

Moved by STANSBERRY, seconded by MEANS to replace the water lines between Main and Joplin Streets from 1st to 8th Streets if funds allow, with the work to be done before the concrete is replaced.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BURKYBILE, TIPTON, STANSBERRY
NAYS: NONE
Motion declared carried.

EXECUTIVE SESSION:

Moved by TIPTON, seconded by STANSBERRY to go into Executive Session for 30 minutes to discuss personnel with City Clerk and Police Chief to remain.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BURKYBILE, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

ENTERED EXECUTIVE SESSION AT 8:21 P.M. RETURNED AT 8:45 P.M.

ROLL CALL:

Roll call after executive session indicated the following council members present: GABRIELSON, HAYES, MEANS, SCOTT, BURKYBILE, TIPTON, STANSBERRY

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ABSENT: BYRD, ALLEN, GOURLEY

WAGE AN HOUR:

Moved by MEANS, seconded by SCOTT to comply with Wage an Hour on overtime.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BURKYBILE, TIPTON, STANSBERRY
NAYS: NONE
Motion declared carried.

DUMPSTERS:

Moved by BURKYBILE, seconded by STANSBERRY to send a copy of the city ordinance concerning solid waste service to the local haulers and have them to pick up the dumpsters which are at businesses in the city limits immediately.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BURKYBILE, TIPTON, STANSBERRY
NAYS: NONE
Motion declared carried.

SEWER PROJECT:

Burkybile stated the sanitation committee met with Rick Bair. The sewer project should be complete by Christmas.

JOSEPH PROPERTY:

The council members were provided copies of correspondence between the City attorney and the attorney for John Joseph concerning the property just East of City Hall. The city attorney recommended the city make an offer to Mr. Joseph on the purchase of the property rather than to incur legal expenses in a lawsuit.

Moved by BURKYBILE, seconded by TIPTON to offer John Joseph \$2500 for the lot next to city hall.
AYES: GABRIELSON, BURKYBILE, TIPTON, STANSBERRY
NAYS: SCOTT, HAYES, MEANS
Motion declared carried.

STEP PROGRAM:

Chief Collins requested the council approve the step Program he had proposed earlier.

Moved by STANSBERRY, seconded by TIPTON to approve the Step Program as proposed by the Police Chief.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, TIPTON, STANSBERRY
ABSTAIN: BURKYBILE
NAYS: NONE

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Motion declared carried

AMBULANCE REGULATIONS:

Means informed the council that the new regulations concerning the ambulance service will not be enforced at this time. EMS has offered a proposal to the Governor which would allow County Commissioners to opt out from under the regulations.

Moved by BURKYBILE, seconded by GABRIELSON for the City to send a letter supporting the EMS proposal.

AYES: GABRIELSON, HAYES,
SCOTT, BURKYBILE, TIPTON,
STANSBERRY

ABSTAIN: MEANS

NAYS: NONE

Motion declared carried.

MUNICIPAL JUDGE:

Moved by HAYES, seconded by MEANS to allow the Municipal Judge to travel to Topeka for certification.

AYES: GABRIELSON, HAYES,
MEANS, SCOTT, BURKYBILE,
TIPTON, STANSBERRY

NAYS: NONE

Motion declared carried.

PAYROLL ORDINANCE 92-22:

Moved by MEANS, seconded by STANSBERRY to approve Payroll Ordinance 92-22 in the amount of \$5,175.68 plus \$295.93 FICA and \$70.30 KPERS.

AYES: GABRIELSON, HAYES,
MEANS, SCOTT, TIPTON,
STANSBERRY

ABSTAIN: BURKYBILE

NAYS: NONE

Motion declared carried.

PAYROLL ORDINANCE 92-22A:

Moved by MEANS, seconded by SCOTT to approve Payroll Ordinance 92-22A in the amount of \$10,549.41 plus \$807.02 FICA and \$140.03 KPERS.

AYES: GABRIELSON, HAYES,
MEANS, SCOTT, TIPTON,
STANSBERRY

ABSTAIN: BURKYBILE

NAYS: NONE

Motion declared carried.

ADJOURNMENT:

Moved by MEANS, seconded by SCOTT to adjourn the Regular Meeting of the Galena City Council.

AYES: GABRIELSON, HAYES,
MEANS, SCOTT, BURKYBILE,
TIPTON, STANSBERRY

NAYS: NONE

Motion declared carried.

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Roy Watkins, Mayor

ATTEST:



Jeanie Holstrom
City Clerk