

MINUTES OF THE GALENA CITY COUNCIL, GALENA, KANSAS, OCTOBER 15, 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., October 15, 1968.

Present: Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman.

Absent: Councilmen Cure and Martin and Barker.

Presiding: Mayor Frank P. Dillon.

Invocation: Mayor Dillon.

Following roll call, Councilman Watkins requested an executive session of the Chair and Mayor Dillon granted same.

Mayor Dillon reconvened the meeting; whereupon, Councilman Pittman moved, seconded by Councilman Tackett, that the reading of the preceding meeting be dispensed with and same placed on file as approved. Motion carried by a show of hands.

Mayor Dillon introduced Mr. Frank Smith, Oblinger - Smith, the city's planners. Mr. Smith gave a short progress report on the status of the feasibility study application approved by the city and informed the city under the recently enacted Housing Law that an application filed in the Neighborhood Development Program, as provided by that law, that planning and project execution was possible at the same time. He stressed the fact that if Galena should file an application to HUD for this program that funds presently available could be received within the first quarter of 1969 for planning and project execution simultaneously. Credits would be recognized from the sewerage improvements already authorized by the Economic Development Administration. Sidewalk improvements, storm sewers, utility relocation, public housing relocation, water towers, and rehabilitation grants were among the listing of possible grants or loans available under the program. Mr. Smith further advised that the Governing Body would be requested to adopt a general plan of action, general land use similar to the one now in force, and that it would take perhaps sixty (60) days to prepare an application.

Councilman Pittman moved, seconded by Councilman Watkins, that the city enter into agreement with the firm of Oblinger - Smith authorizing said firm to proceed with the preparation and filing of a Neighborhood Development Program Application. On roll call the vote was as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman. Mayor Dillon declared the motion passed.

Mayor Dillon read a complaint received from Oscar Smith, 809 Euclid, stating that a dead tree limb on the parkway was destroying his fence. Councilman Pittman moved, seconded by Councilman Watkins, that the city clerk notify Mr. Smith that the city attorney had determined the care of the tree to be his responsibility and that he should take care of the matter. Motion carried on roll call vote as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman.

Mayor Dillon read Wayne Ipock's request for his vacation during the period of October 21 to and including October 27. Councilman Pittman moved, seconded by Councilman Bogle, that Wayne Ipock's request for vacation as specified be granted. Motion carried viva voce.

Following the opening of bids received for a patrol car, Councilman Kaehler moved, seconded by Councilman Bogle, that the city purchase a Chevrolet. Councilman Pittman moved, seconded by Councilman Tackett, that the motion be amended to purchase the car from R & S Motors known as

the police package for a sum of \$2,365. On roll call the amended motion carried by a vote as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman. Nays - None. The motion as amended was unanimously adopted on roll call vote as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman.

Councilman Pittman moved, seconded by Councilman Bogle, that the Police Department receive one-day compensation above their regular pay for their work performed on Labor Day. The motion carried on roll call vote as follows: Yeas - Councilmen Tackett, Bogle, Watkins, Kitch, Brown, and Pittman. Nays - Councilman Kaehler.

Councilman Watkins moved, seconded by Councilman Tackett, that the Governing Body adjourn for a five-minute recess. Motion carried viva voce.

Following reconvening the meeting, Bob Scott, Chairman of the Housing Authority, introduced James Dambold, Dambold & Fitch, to the Governing Body. Mr. Dambold addressed the Council for a short time stating the application which his firm had filed with HUD for senior citizen or elderly housing was ready for processing.

Councilman Watkins moved, seconded by Councilman Pittman, that the matter of housing be taken under advisement and that any action desired by the Governing Body would be forwarded to the Housing Authority at a later date. Motion carried by a show of hands.

Councilman Kitch moved, seconded by Councilman Bogle, that fifteen (15) loads of black dirt at a cost of \$7 per load be purchased for use within the Cemetery Department. Motion carried on roll call vote as follows: Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman.

Councilman Tackett moved, seconded by Councilman Pittman, that Empire District requested to remove a street light in the vicinity of Seventh and Mineral Avenue that served no special cause and place same at 22nd and Galena Avenue. Motion carried by a show of hands.

Ordinance No. 865 entitled 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. was read in full and same constituted the third reading at three consecutive regular meetings. Councilman Watkins moved, seconded by Councilman Pittman, that the foregoing ordinance numbered 865 be placed on roll call for adoption. On roll call the vote was as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman. Nays - None. Mayor Dillon declared the passage of the motion.

Councilman Pittman introduced an ordinance numbered 868 and entitled:

AN ORDINANCE VACATING THE ALLEY BETWEEN DEWEY AVENUE AND ELM STREET FROM TWELFTH STREET SOUTH TO THIRTEENTH STREET, SAID ALLEY BEING ADJACENT TO AND BOUNDED ON THE WEST BY LOTS THIRTY-TWO (32), THIRTY-THREE (33), THIRTY-FOUR (34), THIRTY-FIVE (35) AND THIRTY-SIX (36),

IN GALENA, CHEROKEE COUNTY, KANSAS, AND SAID ALLEY BEING ADJACENT TO AND BOUNDED ON THE EAST BY LOTS TWENTY-NINE (29), THIRTY (30), THIRTY-ONE (31), THIRTY-TWO (32) AND THIRTY-THREE (33), IN GALENA LEAD AND ZINC COMPANY'S FOURTH ADDITION TO THE CITY OF GALENA, CHEROKEE COUNTY, KANSAS.

Councilman Pittman moved that the aforementioned ordinance numbered 868 be placed on roll call for adoption; however, following discussion Councilman Pittman withdrew his motion pending further study on the matter.

Councilman Pittman introduced the following resolution:

BE IT RESOLVED by the Governing Body of the City of Galena, Kansas, that the associate membership extended to the City of Galena by the Ozark Gateway Regional Planning Commission be accepted as the City of Galena is a part of the Ozarks Regional Commission; and that Mayor Frank P. Dillon be unanimously elected the delegate for said city.

Councilman Pittman moved, seconded by Councilman Kaehler, that the foregoing resolution be passed by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman. Nays - None. Mayor Dillon declared the passage of the motion.

Councilman Watkins introduced the following ordinance, No. 869, which was entitled:

AN ORDINANCE VACATING THE ALLEY WEST OF LOTS EIGHTEEN (18), NINETEEN (19), TWENTY (20), TWENTY-ONE (21) AND TWENTY-TWO (22), IN EMPIRE TOWN COMPANY'S FIRST ADDITION TO EMPIRE CITY, NOW A PART OF THE CITY OF GALENA, CHEROKEE COUNTY, KANSAS, SAID ALLEY BEING BETWEEN COLUMBUS STREET AND LOT THIRTY-NINE (39) IN EMPIRE TOWN COMPANY'S FIFTH ADDITION TO EMPIRE CITY, NOW A PART OF THE CITY OF GALENA, CHEROKEE COUNTY, KANSAS; AND FURTHER VACATING THE ALLEY ADJOINING SAID LOT EIGHTEEN (18), BEING ALONG THE SOUTH SIDE THEREOF; AND FURTHER VACATING THE SIXTEEN FEET (16') OF THE SOUTH SIDE OF SPARKS STREET ALONG AND ADJOINING LOT TWENTY-TWO (22) FROM COLUMBUS STREET WEST ONE HUNDRED THIRTY FEET (130').

Councilman Watkins moved, seconded by Councilman Pittman, that Ordinance No. 869 be adopted on roll call vote. Motion carried on roll call vote as follows: Yeas - Councilmen Tackett, Bogle, Watkins, Kitch, Brown, and Pittman. Nays - Councilman Kaehler.

Councilman Pittman introduced the following resolution:

BE IT RESOLVED, the following accounts were adjusted for leakage:

# 329	Loretta Owens	\$ 1.60
#1104	Minnie Ferguson	<u>1.21</u>
		\$ 2.81

Councilman Pittman moved, seconded by Councilman Tackett, that the aforementioned resolution be adopted by roll call vote. On roll call the vote was as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman. Nays - none. Mayor Dillon stated the motion carried.

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 REFUND DEPOSIT	LOSS
# 291	Irene Bever	\$ 2.26	\$None	\$ 2.26
# 398	Delos Neeley	5.63	None	5.63
# 631	Donald Graves	2.78	15.00	None
#1368	Dr. Vernal Banzet	10.46	10.00	.46
#1446.1	Sevier Reither	5.49	10.00	None
#1482.3	Norman Myers Constr.	<u>1.39</u>	<u>None</u>	<u>1.39</u>
		\$28.01	\$35.00	\$ 9.74

Total Amount of Loss \$9.74

Councilman Pittman moved, seconded by Councilman Tackett, that the foregoing resolution be adopted on roll call vote. Motion carried on roll call as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman; Nays - None. Passage of the motion declared by the Chair.

Following the reading of an application for a trailer permit submitted by Slease Insurance Agency to place a trailer on West Seventh Street adjacent to Herrelson's Gas Service Station and The House of Pretties, Councilman Watkins moved, seconded by Councilman Pittman, that the Governing Body grant said permit to the applicant. On roll call the vote was as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman; Nays - none.

Councilman Watkins introduced Ordinance No. 559, an ordinance making appropriation for the payment of certain claims. Whereupon, Councilman Pittman moved, to amend said ordinance to include payment to the Citizens State Bank in the sum of \$183.14 for the monthly rental payment for a tractor within the Street Department as well as making payment to the Police Department employees for the services rendered on Labor Day. On roll call the motion to amend was as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman. The meeting being public, the ordinance was further discussed and on third and final reading the ordinance was placed on roll call vote for adoption. The vote was as follows: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman; Nays - None.

Mayor Dillon reported the resignation of Gene Duncan as patrolman effective as of September 30, 1968. Councilman Pittman moved, seconded by Councilman Watkins, that Mr. Duncan's resignation from the Police Department be accepted. Motion carried by a show of hands.

Mayor Dillon announced his appointment of Gregg Thompson as patrolman as of October 1, 1968. Councilman Pittman moved, seconded by Councilman Watkins, that the appointment of Mr. Thompson be confirmed by the Governing Body on roll call vote. On roll call vote the following was recorded: Yeas - Councilmen Tackett, Kaehler, Bogle, Watkins, Kitch, Brown, and Pittman; Nays - none. Mayor Dillon declared passage of the motion.

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

Mayor

City Clerk