

MINUTES OF
REGULAR COUNCIL MEETING
OCTOBER 20, 1992

CALL TO ORDER:

The Regular Meeting of the Galena City Council was called to order Tuesday, October 20, 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, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
ABSENT: HAYES

MINUTES:

Moved by STANSBERRY, seconded by TIPTON to approve and place on file the minutes of the Regular Council meeting of October 6, 1992.

Allen questioned the vote approving Ordinance 92-13 on page 3 of the minutes. Only 5 council members voted in favor of the ordinance with one nay vote. Passage of ordinances require 6 votes.

ORDINANCE 92-13:

Moved by BURKYBILE, seconded by BYRD to approve Ordinance 92-13 setting rates for solid waste within the city of Galena.

ROLL CALL VOTE:
AYES: GABRIELSON, MEANS,
SCOTT, BURKYBILE, BYRD,
STANSBERRY, GOURLEY
NAYS: ALLEN, TIPTON
Motion declared carried.

MINUTES:

Moved by STANSBERRY, seconded by BURKYBILE to approve and place on file the minutes of the Regular Council Meeting of October 6, 1992 with the above amendment.

AYES: GABRIELSON, MEANS,
SCOTT, BURKYBILE, BYRD,
TIPTON, STANSBERRY
ABSTAIN: GOURLEY, ALLEN
Motion declared carried.

OCTOBER 20, 1992

SR. CITIZENS MINUTES:

Moved by STANSBERRY, seconded by TIPTON to place on file the minutes of the Sr. Citizens Board Meeting of September 3, 1992.

AYES: GABRIELSON, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE

Motion declared carried.

WIC PROGRAM:

Delores Mulnix made a presentation on the benefits of the WIC program. There are a total of 223 women, infants and children from Galena on the program. They have been using the hall and council chambers of City Hall for the service. However, it is not adequate for their needs. They asked if they might use the community room one day per month for the program or if the council had any recommendations on finding an accomodation.

The council informed her that Sr Citizens Services use the community room for meals for the Sr. Citizens. They suggested she contact the school and see if a room would be available there. They also suggested she use the fire department bays.

Ms Mulnix stated the program would be moved from Galena and the participants would have to travel to Baxter for the program if adequate space could not be found.

SR SERVICES MEALS:

Jerry Byrd presented a review on the Sr. Citizens Program. The program served 5500 meals in the community room last year and served 5600 meals home delivery. The local program had 450 volunteer hours in September. This is the largest in Southeast Kansas.

STREETS IN EAST GALENA:

Daphine Webster was not present.

STREET REPAIRS:

Moved by Means, seconded by SCOTT to send a letter and a copy of the ordinance concerning streets repairs to KPL Gas Service Company informing them that this ordinance will be enforced.

OCTOBER 20, 1992

AYES: GABRIELSON, MEANS,
SCOTT, BURKYBILE, BYRD, ALLEN,
TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

PAINTING OLD ROUTE 66:

Moved by STANSBERRY, seconded
by GOURLEY to allow the
Historic Route 66 Association
to paint Highway 66
designations on the portion of
the highway through the city.
AYES: GABRIELSON, MEANS,
SCOTT, BURKYBILE, BYRD, ALLEN,
TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

RWD SCHOOL:

Moved by BURKYBILE, seconded
by STANSBERRY to allow 2
employees from the Public
Works department to attend RWD
School in Pittsburg on
November 18 and 19 and to pay
their expenses.
AYES: GABRIELSON, MEANS,
SCOTT, BURKYBILE, BYRD, ALLEN,
TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

BACK HOE REPAIRS:

Moved by BURKYBILE, seconded
by GABRIELSON to replace the
back glass, repair the
emergency brake and repair the
seat frame on the back hoe at
a cost of \$450.29 to be paid
from Special Highway.
AYES: GABRIELSON, MEANS,
SCOTT, BURKYBILE, BYRD,
TIPTON, STANSBERRY, GOURLEY
NAYS: ALLEN
Motion declared carried.

BURKYBILE LEFT AT 8:38 P.M.
AND RETURNED AT 8:40 P.M.

TRACK LOADER CAB:

Moved by MEANS, seconded by
GOURLEY to table the purchase
of a cab for the track loader
with a cost of \$3898 at this
time.
AYES: GABRIELSON, MEANS,
SCOTT, BURKYBILE, BYRD, ALLEN,
TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

SOLID WASTE:

Gourley asked if the city had
started receiving roofing
material from Tamko.

Sills stated he is awaiting a
letter authorizing this from
Kansas Department of Health.
He had contacted that office

OCTOBER 20, 1992

and they had approved it orally but Tamko requested this be in writing.

COMP TIME:

The method of recording overtime and comp time was discussed. The Personnel Committee met concerning this and discussed the purchase of time clocks. The city could either purchase one and all employees would clock in at the police station, purchase 2 and place one at the city barn and one in the police station or the cards could be handwritten with the supervisor approving them at the end of the week. Gourley provided each council member and department head with a form that could be used to record the overtime on a daily basis.

Charles Sweet asked if he would be required to either go to the barn or to the police station to clock in when he is called out after hours on a water leak.

The council discussed the use of a time clock.

Moved by GOURLEY to refer the recording of overtime to the finance committee.

ANIMAL CONTROL OFFICER:

Gordon Smith asked to be relieved of the position of animal control officer due to the city being required to pay overtime for him to fill the position. He requested he be allowed to retain his position in the Public Works Department. The council asked him to remain in both positions until an animal control officer could be obtained. He agreed to do this.

COMP OR OVERTIME:

Stansberry stated she could prepare forms the department heads could use for the recording of comp time or overtime.

Moved by STANSBERRY, seconded by ALLEN to table until Stansberry meets with the department heads.
AYES: GABRIELSON, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN,

OCTOBER 20, 1992

TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

ANIMAL CONTROL OFFICER: Moved by GABRIELSON, seconded by BYRD to advertise for an Animal Control Officer.
AYES: GABRIELSON, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

EXECUTIVE SESSION: Moved by GOURLEY, seconded by MEANS to enter into Executive Session for one hour to discuss personnel with the city attorney to remain.
AYES: GABRIELSON, MEANS, SCOTT, BURKYBILE, BYRD, TIPTON, GOURLEY
NAYS: STANSBERRY, ALLEN
Motion declared carried.

ENTERED INTO EXECUTIVE SESSION AT 8:15 P.M. RETURNED AT 9:15 P.M.

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

BURKYBILE ENTERED 9:15 P.M.

POLICE DEPT. VACANCY: Moved by ALLEN, seconded by GOURLEY not to fill the open position in the police department.
AYES: GABRIELSON, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

CITY HALL GROUNDS: Burkybile suggested the front lawn of City Hall be seeded. No action was taken at this time.

CLEAN UP MONTH: Burkybile had been in contact with James Burgan at the County Landfill. He would be willing to set a roll-off at the demolition landfill for one month at a cost to the city of \$70 to allow city residents to dispose of appliances, rugs and other items that cannot be handled on the regular trash route. The city would have a charge of \$128 for Mr Burgan to haul

OCTOBER 20, 1992

off the items collected. Burkybile had also been in contact with the Chamber of Commerce. They would be willing to pick up items on Saturdays that persons could not take to the city landfill. She suggested the city initiate this program for the month of November so the city would be cleaned up for Christmas. She asked if the City Clerk's Office could take the names and addresses of persons who did not have the means to transport items to the landfill. These would be turned over to the Chamber and they would collect them. The Chamber would also be willing to share the cost if it were necessary for Mr. Burgan to haul off more than one load at the cost of \$128.

Moved by BURKYBILE, seconded by STANSBERRY to rent a roll-off at a cost of \$70 per month for the month of November and to pay the 1st charge of \$128 for the hauling of the debris with the Chamber of Commerce assisting in the collecting of the items and in the cost of hauling after the 1st load.
AYES: GABRIELSON, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

ORDINANCE 92-14:

Moved by BYRD, seconded by STANSBERRY to approve Ordinance 92-14 setting water rates to be charged to Cherokee County Rural Water District #8.
AYES: GABRIELSON, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

INTERCONNECT AGREEMENT:

The water committee met with Rural Water District #8 Board and negotiated the Inter Connect Agreement. The 1st section of the agreement will be deleted from the contract since the feasibility study has been done and was paid for from EPA funds. The other item under negotiation is the rates the City and RWD #8

OCTOBER 20, 1992

would pay each other for water purchased in an emergency. The proposed agreement would charge \$1.25 per 1000 for the 1st 15 days and then \$3 per 1000 thereafter. This would be an adequate charge for the city and would encourage the city to return to their own system as soon as possible. However, it might not encourage the water district to return to their owner system. The water district's attorney is going to rewrite this section and another meeting will be set.

The Water Committee met with Bud Sills and Rex Gandy concerning the water grant. Information concerning the items needed and the costs were requested from Mr. Sills and Mr. Gandy. This information will be forwarded to the engineer.

WELL #4:

The pump has been installed in Well #4. It could not be placed 60 feet lower in the well due to the hole being crooked. They were only able to place it 20 feet lower than the old pump.

Stansberry requested that Mr. Sills provide her with static water levels for the next couple of weeks.

STEWART CEREAL MALT BEV:

Chief Collins reported that the background check on Mr. Stewart is okay. He stated he understood he plans to apply for a Class B Club License in the near future.

Gourley asked if the items which were a problem the last time the city had an application for this building had been repaired. Mr. Porter, the building inspector was not present at this meeting.

Moved by TIPTON, seconded by BYRD to table until Mr. Porter approves the building.
AYES: GABRIELSON, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

OCTOBER 20, 1992

ELECTION WORKERS MEALS:

Moved by STANSBERRY, seconded by BURKYBILE to pay the election workers meals at the November 3 election at a cost of \$2.50 per person.
AYES: GABRIELSON, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

EXECUTIVE SESSION:

Moved by ALLEN, seconded by BYRD to enter into Executive Session for 10 minutes to discuss personnel with Mr. Sills and the City Attorney to remain.
AYES: GABRIELSON, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, GOURLEY
NAYS: STANSBERRY
Motion declared carried.

ENTERED INTO EXECUTIVE SESSION AT 9:30 P.M. RETURNED AT 9:40 P.M.

ROLL CALL:

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

LIBRARY BOARD:

Moved by ALLEN, seconded by STANSBERRY to refer the problem with the Library Board to the City Attorney.
AYES: GABRIELSON, MEANS, ALLEN, TIPTON, STANSBERRY
NAYS: BYRD, SCOTT, GOURLEY, BURKYBILE
Motion declared carried.

VACATING ALLEY:

Superintendent Sills stated the Council had approved vacating an alley West of Wood Street between 7th & 8th Streets at the request of the City Superintendent of Schools. There are utilities under this alley. The ordinance vacating the alley has not been approved. Mr. Sills suggested the alley not be vacated but the school be allowed to blacktop it and use it for parking.

Moved by STANSBERRY, seconded by ALLEN to reverse the decision to vacate the alley West of Wood Street between 7th & 8th Streets but to allow Unified School District #499

OCTOBER 20, 1992

to blacktop it and use it for parking area.

AYES: MEANS, SCOTT,
BURKYBILE, BYRD, ALLEN,
TIPTON, STANSBERRY, GOURLEY
ABSTAIN: GABRIELSON
NAYS: NONE

Motion declared carried.

SUNRAY HAULING:

Sunray Hauling out of Joplin had been in contact with Burkybile and requested they be allowed to make a survey in the City to see if they could collect enough cardboard for recycling.

Moved by TIPTON, seconded by STANSBERRY to deny this request.

AYES: MEANS, BURKYBILE, BYRD,
TIPTON, STANSBERRY, GOURLEY
NAYS: GABRIELSON, SCOTT,
ALLEN

Motion declared carried.

LIBRARY BOARD:

Moved by BURKYBILE, seconded by GOURLEY to request the City Clerk send a letter to the Library Board asking that they hold all items until the City Attorney reviews them.

AYES: GABRIELSON, MEANS,
SCOTT, BURKYBILE, BYRD, ALLEN,
TIPTON, STANSBERRY, GOURLEY

NAYS: NONE

Motion declared carried.

CARTER MOBILE HOME PARK:

Moved by GABRIELSON, seconded by GOURLEY to request the City Inspector issue a citation to the owners of Carter's Mobile Park for not purchasing a city permit for 1992.

AYES: GABRIELSON, MEANS,
SCOTT, BURKYBILE, BYRD, ALLEN,
TIPTON, STANSBERRY, GOURLEY

NAYS: NONE

Motion declared carried.

APPROPRIATIONS ORD 92-10:

Moved by BURKYBILE, seconded by TIPTON to approve Appropriations Ordinance 92-10 in the amount of \$55,494.08.

AYES: GABRIELSON, MEANS,
SCOTT, BURKYBILE, BYRD, ALLEN,
TIPTON, STANSBERRY, GOURLEY

NAYS: NONE

Motion declared carried.

APPR. ORD 92-10A:

Moved by BURKYBILE, seconded by STANSBERRY to approve Appropriations Ordinance 92-10A in the amount of \$2,381.88.

AYES: GABRIELSON, MEANS,

OCTOBER 20, 1992

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

APPR. ORD 92-10B:

Moved by BURKYBILE, seconded
by GABRIELSON to approve
Appropriations Ordinance
92-10B in the amount of
\$1,913,322.12.
AYES: GABRIELSON, MEANS,
SCOTT, BURKYBILE, BYRD, ALLEN,
TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

PAYROLL ORD 92-23:

Moved by GOURLEY, seconded by
STANSBERRY to approve Payroll
Ordinance 92-23 in the amount
of \$9,992.29 plus \$764.41 FICA
and \$138.80 KPERS.
AYES: GABRIELSON, MEANS,
SCOTT, BYRD, ALLEN, TIPTON,
STANSBERRY, GOURLEY
ABSTAIN: BURKYBILE
NAYS: NONE
Motion declared carried.

PAYROLL ORD 92-23A:

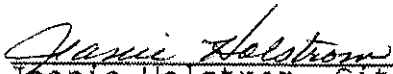
Moved by MEANS, seconded by
GOURLEY to approve Payroll
Ordinance 92-23A in the amount
of \$10,266.21 plus \$782.30
FICA and \$136.93 KPERS.
AYES: GABRIELSON, MEANS,
SCOTT, BYRD, ALLEN, TIPTON,
STANSBERRY, GOURLEY
ABSTAIN: BURKYBILE
NAYS: NONE
Motion declared carried.

ADJOURNMENT:

Moved by STANSBERRY, seconded
by GOURLEY to adjourn the
Regular Meeting of the Galena
City Council.
AYES: GABRIELSON, MEANS,
SCOTT, BURKYBILE, BYRD, ALLEN,
TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.


Ross Watkins, Mayor

ATTEST:


Jeanie Holstrom, City Clerk

(SEAL)