

MINUTES OF
REGULAR COUNCIL MEETING
NOVEMBER 3, 1992

CALL TO ORDER:

The Regular Meeting of the Galena City Council was called to order Tuesday, November 3, 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 GABRIELSON, seconded by TIPTON to approve and place on file the minutes of the Regular Council Meeting of October 20, 1992.

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

Motion declared carried.

Moved by BURKYBILE, seconded by TIPTON to approve and place on file the minutes of the Special Council Meeting of October 27, 1992.

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

Motion declared carried.

LIBRARY BOARD MINUTES:

Moved by ALLEN, seconded by GABRIELSON to place on file the minutes of the Library Board Meeting of September 17, 1992.

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

Motion declared carried.

CLARK STREET PROPERTY:

The Community Development Committee met with Jim Turley concerning the leasing of City Property on Clark Street. The Committee recommended that the property be appraised, he pay for the land and if he purchased the land, the city would reimburse him for the

appraisal. Mr. Turley has not been back in contact with the committee.

On October 16, the committee met with Gary Woodward. He desires to lease the city property on Clark Street for a farm equipment auction. A copy of his plan for developing the land was included in council packets. He stated he would develop the East side first, to be used for parking, an office building and a pole barn, if it is needed for cleaning the repairing the equipment for the auction. He would hire 8 part and 2 full time employees. The city would lease him the property and if the improvements are made, it would be sold to Mr. Woodward for \$1. Included in the lease would be a clause that the property would have to be kept neat and clean.

Moved by BURKYBILE to table until a contract can be drawn up by the City Attorney
MOTION WITHDRAWN.

Moved by STANSBERRY, seconded by ALLEN to allow the City Attorney to draw up a contract with the stipulation included that the property be kept neat and orderly.
AYES: GABRIELSON, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: MEANS
Motion declared carried.

TIRE ORDINANCE 92-15:

A copy of proposed ordinance 92-15 providing for the public health and safety by setting forth the conditions for the collection and disposal of waste vehicle tires and providing penalties for violations thereof was included in council packets.

Moved by BYRD, seconded by STANSBERRY to approve Ordinance 92-15.
AYES: GABRIELSON, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

STEWART CMB APPLICATION:

At the October 20 council meeting, the application for a

cereal malt beverage license for Patrick Stewart was tabled until the building could be inspected by the City Inspector. Mr. Porter stated he had inspected the building and had given the applicant a list of repairs to be made before the building could be approved. He has not been contacted by the applicant to make the final inspection. He also noted that our City Code states that the applicant must attend the council meeting for a new cereal malt beverage application. Mr. Stewart was not present at the meeting. He also noted that other persons involved in the business were not included on the application.

Moved by BYRD, seconded by SCOTT to deny the license.
AYES: GABRIELSON, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

CONDEMNATION 815 E 7TH:

The building inspector reported that the Kelly Abbott who stated he was the owner at the hearing on the condemnation of the structure at 815 E. 7th has not secured the building nor has he provided the inspector a plan for repairs of the structure. The owner has cut down a tree but has left it laying.

HAYES ENTERED AT 7:23 P.M.

Moved by STANSBERRY, seconded by BURKYBILE to allow the City Inspector to secure the building at 815 E. 7th and to proceed with condemnation.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

CARTER MOBILE HOME PARK:

The council discussed the condition of Carter's Mobile Home Park. The City Inspector informed the council that the current owners of the park were attempting to sell off the lots including the trailers to individuals. The council discussed whether this

would be allowed under the City code.

Moved by BURKYBILE to send a letter to each occupant and owner to let them know that the sale of these lots could be in violation of city code.
MOTION WITHDRAWN.

Moved by ALLEN, seconded by BURKYBILE to request the City Attorney instigate legal action to stop the lots being sold individually and issue a citation for non compliance of the Mobile Home Park Licensing.

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

STREET ACCEPTANCE:

Superintendent Sills reported the city will need to install a water line to the new Sr. Citizens Complex. He stated Dale King had offered to give a street right of way but the city had rejected it. Superintendent Sills recommends the city accept the street.

Moved by STANSBERRY, seconded by BURKYBILE to accept the street running East and West from Schermerhorn Road behind Dale's IGA and for the City Superintendent to determine the numeric name for the street.

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

INCREASE WATER DEPOSIT:

Moved by STANSBERRY, seconded by BURKYBILE to approve Ordinance 92-16 increasing the deposit for water service to \$75.

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

The council stated that the deposits could be paid in two payments, with \$50 being paid

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at the time service is turned on and the balance of \$25 to be paid in 30 days.

RECONNECT FEES:

Moved by STANSBERRY, seconded by BURKYBILE to approve Ordinance 92-17 increasing the reconnect fee for water service to \$20.

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

NAYS: NONE

Motion declared carried.

The council also discussed what action to take when persons whose water has been turned off for non payment turn it back on. The City Attorney suggested a notice be left on the door and on the meter when the water is turned off, informing the residents of the disconnect. A citation could then be issued for the theft of water, if it is turned back on.

SR CITIZENS APARTMENTS:

The Water Committee met concerning the installation of water lines to the new Sr. Citizens Apartments on Schermerhorn Road. The cost for materials is \$756.78.

Moved by STANSBERRY, seconded by TIPTON to allow water lines for the Sr. Citizens Apartment to be layed at a cost of \$756.78.

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

NAYS: NONE

Motion declared carried.

SR. SERVICES CONTRACT:

Moved by BURKYBILE, seconded by GOURLEY to renew the contract with Sr. Services for the use of the community room for a 1 year term.

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

ABSTAIN: BYRD.

NAYS: NONE

Motion declared carried.

MIDKANSAS ENG. FEES:

Moved by BURKYBILE, seconded by BYRD to approve payment of fees to Mid Kansas Engineering for the period from September 16 to October 15 in the amount

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of \$7650 pending approval of
FHA.

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

NAYS: NONE

Motion declared carried.

SCHOOL OPEN HOUSE:

Mayor Watkins read an
invitation from the School for
an open house for the new
library, cafeteria, and
kitchen.

SCOTT THANKED COUNCIL:

Bill Scott thanked the
council, Chief Collins,
Lieutenant Wade and the City
Clerk for their help and
concern through his wife's
illness and death.

COURT REPORT:

Moved by MEANS, seconded by
GOURLEY to place the court
report with fines totaling
\$1555.00 on file.

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

NAYS: NONE

Motion declared carried.

LAGOON LEAKAGE:

Superintendent Sills reported
that the cost to use
Bentonnight in the city lagoon
would be approximately
\$50,160. The pond would have
to be drained, dried, tilled
and the bentonnight added. He
thinks just the dike needs
sealed. The city would also
have to pipe around the pond
to change the discharge.

It was recommended the city
purchase 50 feet of land on
the West and North. The
property owners were to be
contacted concerning a price
for this property. Sills is
to get the cost for piping to
divert from that pond.

A letter is to be sent to Mr.
Mallatt stating the city is
addressing the problem and
will take action as soon as
possible.

ABANDONED VEHICLE:

The abandoned vehicle at 12th
& Chicago was discussed. No
action was taken.

PAYROLL ORDINANCE 92-24:

Moved by MEANS, seconded by
GOURLEY to approve Payroll
Ordinance 29-24 in the amount

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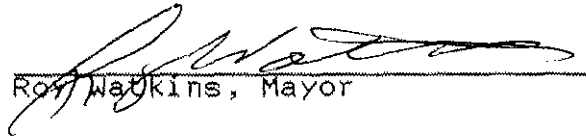
of \$9257.57 plus \$708.20 FICA
and \$132.83 KPERs.
AYES: GABRIELSON, HAYES,
MEANS, SCOTT, BYRD, ALLEN,
TIPTON, STANSBERRY, GOURLEY
ABSTAIN: BURKYBILE
NAYS: None
Motion declared carried.

PAYROLL ORD 92-24A:

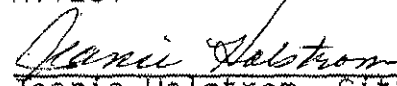
Moved by MEANS, seconded by
GABRIELSON to approve Payroll
Ordinance 92-24A in the amount
of \$10,260.77 plus \$784.95
FICA and \$144.74 KPERs.
AYES: GABRIELSON, HAYES,
MEANS, SCOTT, BYRD, ALLEN,
TIPTON, STANSBERRY, GOURLEY
ABSTAIN: BURKYBILE
NAYS: NONE
Motion declared carried.

ADJOURNMENT:

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


Roy Watkins, Mayor

ATTEST:


Jeanie Holstrom, City Clerk

(SEAL)