

MINUTES OF  
REGULAR COUNCIL MEETING  
NOVEMBER 7, 1995

CALL TO ORDER: The Regular Meeting of the Galena City Council was called to order Tuesday, November 7, 1995 at 7:00 p.m. in the Council Chambers with Dale Oglesby, Mayor, presiding.

ROLL CALL: Roll call indicated the following council members present: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS  
ABSENT: WARD

MINUTES: Moved by ROGERS, seconded by DAVIS to approve and place on file the minutes of the Regular Council Meeting of October 17, 1995.  
AYES: PRICE, JENKINS, DAVIS, ALLEN, REYNOLDS, ROGERS  
ABSTAIN: BURKYBILE, LEE  
Motion declared carried.

Moved by ALLEN, seconded by DAVIS to approve and place on file the minutes of the Special Council Meeting of November 3, 1995.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, ALLEN, REYNOLDS, ROGERS  
ABSTAIN: LEE  
Motion declared carried.

SR CITIZENS BOARD: Moved by DAVIS, seconded by LEE to place on file the minutes of the Sr. Citizens Board Meeting of October 5, 1995.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS  
NAYS: NONE  
Motion declared carried.

FIREMEN'S RELIEF ASSOC: Moved by DAVIS, seconded by LEE to place on file the minutes of the Firemen's Relief Association Meeting of October 30, 1995.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS  
NAYS: NONE  
Motion declared carried.

COURT REPORT: Moved by BURKYBILE, seconded by ROGERS to place on file the Court

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Report for October with fines totaling \$1248.00  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS  
NAYS: NONE  
Motion declared carried.

STREET SIGNS:

Sharon Green was unable to attend the meeting.

POLICE DEPARTMENT:

Paul Allen informed the council that a situation had come up which was very nasty. He informed the council that in late August or early September, a lady was beaten by her husband. She called the police department. The police officer told her that he would call SRS about her children and would have her license revoked if she called again. At a later time, her husband again beat her. An eyewitness called the police. The lady was getting into her van to go to the hospital for treatment when the officer stopped her and brought her to the police station where she was booked. She was required to post bond in the amount of \$1500. Her husband was also booked and had to post only a \$500 bond.

Chief Hentz asked if she had filed a police report.

Mr. Allen said they she had not because she was afraid to come to city hall. She has an attorney and there will be litigation.

Mr. Allen also informed the council that he has more than twice the number of names he had when he provided them to the Mayor. Since the article was in the paper, his answering machine is like a police log.

He reported another incident of an officer spending 55 minutes at a barber shop with the police car sitting in front while he was getting a hair cut on city time.

He also reported that an Officer went to Doanes which is outside the city limits.

Chief Hentz said that officer was responding to an injury accident. The report was received that several persons were injured. The city responds to these across the state line when persons are

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injured.

Chief Hentz told him to have the people contact him and any incidents would be investigated.

Mr. Allen said that people are afraid of Chief Hentz.

Mayor Oglesby said to provide him with names and these persons would be notified to meet with the police committee.

WATER LINE EXTENSIONS:

Wayne Bradshaw informed the council he had purchased the Myrtle Smith property just North of the city limits. Up to this time, the city had provided water service to Mrs. Smith. He requests that two additional services be installed to this property. He has been in contact with Rural Water District R8 and they have no objections since the city has serviced this area.

Moved by BURKYBILE, seconded by JENKINS to allow these two additional hook-ups.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS  
NAYS: NONE  
Motion declared carried.

FIRE DEPT. PAGERS:

A proposal to provide the fire department personnel with pagers was included in the Firemen's Relief Association minutes. The total cost for 30 pagers is \$7500. Mercy Regional Health Foundation of St. John's Hospital is awarding a grant of \$3750. The Firemen's Relief Association will provide \$1875 and the department is requesting the city to pay the additional \$1875. Airtime would cost \$312 per year for a total cost the 1st year of \$2187. After the 1st year, the cost to the city would be airtime only.

Moved by DAVIS, seconded by REYNOLDS to purchase the pagers and to defer the payment until after the 1st of next year.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS  
NAYS: NONE  
Motion declared carried.

POLICE DEPT PAGERS:

Lee asked if the city should not help with the Police Department pagers also. The individual

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persons are paying for theirs through a payroll deduction.

Price explained that the Finance Committee discussed this and decided to purchase the vests at this time and to discuss the pagers after the 1st of the year.

CONFINED SPACE SCHOOL:

Moved by ALLEN, seconded by REYNOLDS to approve Mel Mittag and Mark Youngblood attending the Confined Space School in Cherryville with the city paying their expenses.

AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS

NAYS: NONE

Motion declared carried.

KMIT BY-LAWS:

Copies of the KMIT By-laws were included in council packets. These were tabled until the next meeting to allow council members additional time to review them.

TRASH TRUCK TIRES:

Mayor Oglesby provided 3 bids for tires for the trash truck. These bids were obtained by Jay Youngblood, city mechanic, and presented to the council by the Mayor due to the absence of Bud Sills, City Superintendent.

Goodyear, 14 ply, \$258.40

Four State, 14 ply \$255.55

Neither of the above bids included mounting.

Southwest Tire, 16 ply, \$256.40

This includes mounting

Moved by BURKYBILE, seconded by LEE to purchase 4 tires for the trash truck from Southwest Missouri Tire.

AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS

NAYS: NONE

Motion declared carried.

LABETTE CORR. CONS.

Mayor Oglesby informed the council that the city could obtain additional help for the parks and cemetery at no cost through the Labetter Correctional Coservation Camp. This assistance would be provided by minimum security prisoners. Baxter Springs is using this program.

To obtain this assistance, Tom Wade, Cemetery Sexton and Ben Biddle, Park Caretaker, would be required to take two days of

schooling on the supervision of these persons. We would then have to pick them up and return them to the prison each day.

Moved by BURKYBILE, seconded by PRICE to contract with Labette Correctional Conservation Camp to obtain this assistance.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS,  
NAYS: ROGERS  
Motion declared carried.

911 SYSTEM:

Chief Hentz informed the council that the County Commissioners selected the 911 system that would allow the cities to receive their own calls and have their own equipment. The dispatcher training will now be paid for from the 911 system. Dispatchers who have not received the training will go to Erie in December for it.

POLICE DEPT UNIT 3:

Chief Hentz discussed with the council the necessary repairs for Unit 3 which is the white Blazer. Cost to replace the rear end is \$350. He asked this be approved.

Moved by DAVIS, seconded by BURKYBILE to approve the purchase of a rear end for unit 3 at a cost of \$350.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS  
NAYS: NONE  
Motion declared carried.

POLICE DEPT UNITS 1 & 2:

Chief Hentz requested the council approve the purchase of fuel injectors for these units at a cost of \$120 each.

Moved by ROGERS, seconded by DAVIS to approve this request.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS  
NAYS: NONE  
Motion declared carried.

CDBG FAMILY LIFE CENTER:

Moved by BURKYBILE, seconded by DAVIS to approve the contract for SEK Regional Planning Commission to administer the Family Life Center CDBG Grant and for Mayor Oglesby to sign the Grant Agreement with the Department of Commerce.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS  
ABSTAIN: ROGERS

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NAYS: NONE  
Motion declared carried.

POLICE DEPT. COMPLAINTS: The Police Committee met and discussed several cases. They also discussed how to proceed with the complaints.

Letters are ready to be sent to the list of persons provided by Mr. Allen. These letters request that persons who have observed problems with the police department to meet with the Police Committee. It was noted that Mr. Allen should also receive a letter. After these letters are received, the Police Committee will talk to each individual on a case by case basis.

METER BOXES: Moved by JENKINS, seconded by BURKYBILE to purchase 24 meter boxes.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS  
NAYS: NONE  
Motion declared carried.

FRAZIER AVENUE ORD 95-15: Moved by ROGERS, seconded by LEE to approve Ordinance 95-15 accepting the street known as Frazier Ave.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS  
NAYS: NONE  
Motion declared carried.

ZONING HEARING: Moved by ROGERS, seconded by ALLEN to set December 19, 1995 at the hearing date on the request of Lonnie Stansberry to rezone Lots 81 and 82 Original Plat from C-2 to R-1.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS  
NAYS: NONE  
Motion declared carried.

DRIVE THRU: Mayor Oglesby informed the council that the company paving the lot for the New General Dollar Store agreed to black top the drive thru of City Hall for \$725. This paving was done today.

SUPERINTENDENT SILLS: Mayor Oglesby informed the council that Superintendent Sills will be off work for 6 weeks due to ill health. A letter was received from his doctor on Monday.

ACTING SUPERINTENDENT: Price complimented Charles Sweet,

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acting supintendent on the job he is doing.

NORTH MAIN STREET:

The city crew is asked to see if something can't be done about Main Street in front of C & N. The black granules are being spread and it is narrowing the street. It was suggested that C & N build a ramp and for the city to work with them to solve this problem.

TRUCK ROUTE:

Trucks are going across the viaduct. Signs need to be put up designating the truck route.

SEWER MACHINE:

Moved by BURKYBILE, seconded by DAVIS to approve the purchase of a carbueator for the sewer machine at a cost of \$235.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS  
NAYS: NONE  
Motion declared carried.

CITY BARN DRAIN:

Charlie Sweet, Acting Superintendent, was asked to be sure nothing is draining behind the city barn onto the school property.

BURKYBILE LEFT AT 8:11 P.M. AND RETURNED AT 8:12 P.M.

701 MAIN:

Moved by ROGERS, seconded by BURKYBILE for the city to clean up the lot at 701 Main and bill to Steve Vogel.  
MOTION WITHDRAWN

Moved by PRICE, seconded by DAVIS to cite Steve Vogel for not cleaning up the lot at 701 Main.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS  
NAYS: ROGERS  
Motion declared carried.

1013 EUCLID:

Clyde Coleman discussed with the council the addition being added to the structure at 1013 Euclid. He owns the structure next to this house. His structure sits at an angle which makes the back of these structures approximately 4 feet apart. With this new addition, there is more danger of fire igniting the other structure should one catch on fire. Mr. Coleman said he has insurance which will cover the other structure, but that owner does not carry insurance.

Mr. Coleman informed the council

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that the person adding on to the structure is in violation of the Zoning Ordinance. He said a building permit should not have been issued for this.

Moved by BURKYBILE, seconded by JENKINS for the Building Inspector to look into this complaint and report back at next council meeting.

AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS

NAYS: NONE

Motion declared carried.

WARD REALIGNMENT:

The council discussed the realignment of the wards in the city. The committee appointed at Saturday's special meeting will not have a report in time for any changes to be made before the April Election. The Personnel Committee met Monday and Tuesday and noted the population in each block from the 1990 census. The council members then worked together on the map to realign the 5 wards according to the 1990 census.

Moved by BURKYBILE, seconded by DAVIS to accept the ward map as proposed by the council.

AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS

NAYS: NONE

Motion declared carried.

COUNCIL MEMBERS:

Allen informed the council members that the City Clerk had talked to Don Moler, attorney for the League of Kansas Municipalities and he said the fairest way to realign the wards would be for all 10 council members to run in the April 1996 election. Some would file for 1 year terms and some for 2 year terms.

Moved by LEE, seconded by BURKYBILE for all Council Positions to come up for election in April, 1996.

AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS

NAYS: NONE

Motion declared carried.

Moved by LEE, seconded by PRICE for Allen, with the assistance of the City Attorney, to prepare the ordinance designating the new



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wards.  
AYES: PRICE, JENKINS, DAVIS,  
BURKYBILE, LEE, ALLEN, REYNOLDS,  
ROGERS  
NAYS: NONE  
Motion declared carried.

PAYROLL ORD 95-42: Moved by ROGERS, seconded by LEE to approve Payroll Ordinance 95-42 in the amount of \$11,257.84 plus \$854.96 FICA and \$185.26 KPERS.  
AYES: PRICE, JENKINS, DAVIS, LEE, ALLEN, REYNOLDS, ROGERS  
ABSTAIN: BURKYBILE  
NAYS: NONE  
Motion declared carried.

PAYROLL ORD 95-43: Moved by LEE, seconded by DAVIS to approve Payroll Ordinance 95-43 in the amount of \$10,945.31 plus \$831.05 FICA and \$185.26 KPERS.  
AYES: PRICE, JENKINS, DAVIS, LEE, ALLEN, REYNOLDS, ROGERS  
ABSTAIN: BURKYBILE  
NAYS: NONE  
Motion declared carried.

PAYROLL ORD. 95-43A: Moved by ROGERS, seconded by PRICE to approve Payroll Ordinance 95-43A in the amount of \$178.31 plus \$13.64 FICA.  
AYES: PRICE, JENKINS, DAVIS, LEE, ALLEN, REYNOLDS, ROGERS  
ABSTAIN: BURKYBILE  
NAYS: NONE  
Motion declared carried.

PAYROLL ORD 95-44: Moved by DAVIS, seconded by LEE to approve Payroll Ordinance 95-44 in the amount of \$10,957.76 plus \$832.00 FICA and \$185.26 KPERS.  
AYES: PRICE, JENKINS, DAVIS, LEE, ALLEN, REYNOLDS, ROGERS  
ABSTAIN: BURKYBILE  
NAYS: NONE  
Motion declared carried.

PAYROLL ORD 95-44A: Moved by ROGERS, seconded by DAVIS to approve Payroll Ord. 95-44A in the amount of \$47.44 plus \$3.63 FICA.  
AYES: PRICE, JENKINS, DAVIS, LEE, ALLEN, REYNOLDS, ROGERS  
ABSTAIN: BURKYBILE  
NAYS: NONE  
Motion declared carried.

ADJOURNMENT: Moved by ROGERS, seconded by LEE to adjourn the Regular Meeting of the Galena City Council.  
AYES: PRICE, JENKINS, DAVIS, BURKYBILE, LEE, ALLEN, REYNOLDS, ROGERS  
NAYS: NONE  
Motion declared carried.

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Dale Oglesby, Mayor

ATTEST:

  
Jeanie Holstrom, City Clerk

(SEAL)