

MINUTES OF
REGULAR COUNCIL MEETING
DECEMBER 15, 1992

CALL TO ORDER:

The Regular Meeting of the Galena City Council was called to order Tuesday, December 15, 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, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY

MINUTES:

December 1, 1992 Minutes, Page 2, FIRE DEPARTMENT CEILING was corrected to read "No Action Necessary" instead of "No Action Taken".

Moved by BYRD, SECONDED BY BURKYBILE to approve the Minutes of the December 1, 1992 as corrected.

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

NAYS: NONE

Motion declared carried.

PLANNING & ZONING:

Moved by STANSBERRY, seconded by GOURLEY to place on file the minutes of the Planning & Zoning Commission Meeting of November 3, 1992.

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

NAYS: NONE

Motion declared carried.

SR. CITIZENS BOARD:

Moved by BYRD, seconded by MEANS to place on file the minutes of the sr. Citizens Board Meeting of November 4, 1992.

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

December 15, 1992

GOURLEY.
NAYS: NONE
Motion declared carried.

WILSON CONTRACTOR LIC:

Gene Porter, Building Inspector, reported he had been notified of a sewer problem at the Eunice Willis residence on East 7th Street. A city contractor had worked on this property. He made a hole in the clay tile, put a 1 1/2 inch pipe through the hole and it rested on the bottom. This had caused the sewer lines to stop up. This contractor had not obtained a city building permit nor a sewer permit. Councilmember Burkybile also viewed the problem. Rex Gandy went back out on Saturday and cleaned out the drain. Gary Wilson was the contractor and he had violated 3 ordinances. The building inspector has notified Larry Carnahan at FHA. They had contracted with Wilson to do the job as part of their program.

Moved by BURKYBILE, seconded by MEANS to revoke Wilson Contractor license for 1992 and not issue a license to him for 1993.
MOTION AND SECOND WITHDRAWN.

Gene Barrett, City Attorney, stated city licenses are not legally binding as far as work is concerned. The license is not based on his skill, it is a revenue producing license. He recommended the contractor be cited under the ordinances he violated.

Moved by BURKYBILE, seconded by HAYES to cite Gary Wilson, the contractor, for violation of the ordinances he was in violation of.

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

MINE SHAFT GRANT:

The Community Development Committee met Wednesday, December 9, 1992 concerning the \$125,000 grant which can be applied for to the State and will be funded through the

December 15, 1992

corrected 1-5-93- Reg. Emp. will drive truck & operate back hoe. Temporary Employees will fill in for regular employees at their regular duties.

county. The funds will be used to close mine shafts. There will be no cost to the city if it applies. The city would do the work. They would hire two (2) temporary employees, a truck driver and a back hoe operator. Their expenses could be paid out of this fund. Empire District will supply the pot ash we need at no cost. The City would have to load and haul it.

The State would fund \$50,000 up front and the City would proceed on a draw down basis. A copy of the tentative list of mines to be closed was provided to the council.

Moved by BYRD, seconded by STANSBERRY to proceed with the grant:
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY
NAYS: GOURLEY
Motion declared carried.

Some Engineering may be needed to figure the overburden if we cap any of the shafts. The funds must be spent by June, 1993.

CEREAL MALT BEVERAGE LIC: Moved by BURKYBILE, seconded by GABRIELSON to approve the following Cereal Malt Beverage Licenses for 1993:
Dale's IGA Thriftway
Casey's General Stores
Green Parrot Bar
Jack's Self Serve
Joseph's Quik Shop
Walton Service Station
AYES: GABRIELSON, HAYES, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: MEANS
Motion declared carried.

SEWER PROJECT BILLS: Moved by BYRD, seconded by BURKYBILE to approve payment to G & G Construction, pending FHA approval and grant funds, in the amount of \$183,737.36.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

Moved by BURKYBILE, seconded

December 15, 1992

by GOURLEY to approve payment to Mid Kansas Engineering for services from November 16 to December 15 on the sewer project, pending approval and funding from FHA.

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

NAYS: NONE

Motion declared carried.

PROCLAMATION:

Moved by STANSBERRY, seconded by BYRD approving the Mayor signing a proclamation declaring December National Drunk and Drugged Driving Prevention Month.

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

NAYS: NONE

Motion declared carried.

LIBRARY BOARD:

The Personnel Committee met December 14 to review applications for the Library Board. No new applications had been received.

Moved by MEANS, seconded by HAYES to appoint Wilma Douffet to the Library Board.

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

NAYS: NONE

Motion declared carried.

STREET COMMITTEE:

The contractor for the sewer project has not placed the asphalt level with the street at the cuts. Another coat is to be placed over these cuts.

The Council discussed the condition of 11th Street where cuts have been made by the sewer project, the gas company and the City. KPL needs to make repairs at 3rd & Short. The City Clerk asked for a list of repairs for the gas company.

WATER COMMITTEE:

The Council was given a written report concerning Well #4 pump. Also, replacement of water lines on Main Street. The Kansas Department of Health Inspector informed our City Superintendent that we need an engineer to replace

December 15, 1992

water lines.

The Committee approved allowing a water adjustment for water service for Dorothy Clark. She had two large bills, including the final, at 216 E. 7th due to leaks. She paid one and moved to Dewey Street. The water there was disconnected due to non payment of the bill from 7th Street. A sister called and requested the water be reconnected and she would pay the bill in two payments.

Moved by STANSBERRY, seconded by BURKYBILE to allow an adjustment on the final bill and to allow it to be paid in two installments.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BURKYBILE, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
NAYS: NONE
Motion declared carried.

WELL #4 REPAIRS:

Moved by Stansberry, seconded by ALLEN to approve payment of repairs on the motor to well #4 in the amount of \$1712.50, and to purchase generic contactors for the starter from Electric Motors in Joplin.

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

The above repairs did not replace the bearings.

OVERTIME:

The council discussed overtime for employees and the Chief of Police receiving overtime. No action taken.

WADLER MANUFACTURING:

The Community Development Committee met and discussed Wadler Manufacturing. Wadler has requested the City to forego payments on their CDBG loan. The company was sold in 1990 and the loan should have been paid off. The Committee will meet with Steve Wade, owner of Wadler for further information.

PROSPECTIVE INDUSTRY:

The Community Development Committee met with George McCune of the Kansas

December 15, 1992

Department of Commerce and a representative of a prospective industry. The Company would need a minimum of 10 acres and would prefer 25 to 30 and would hire approximately 250 to 300 employees. The committee asked the council what the City can offer as inducement.

Moved by BYRD, seconded by SCOTT to give the Committee permission to examine the Prospective Company and to offer the following: Free Hookup of Water and sewer with free water service for 1 year, the City would entertain the idea of Industrial Revenue Bonds, and would offer a tax abatement.

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

FEASIBILITY STUDY:

The contract with Mid Kansas Engineering for the Feasibility Study for water lines has not been signed. This was one reason the committee could not enter into further negotiations with Doane's.

Moved by STANSBERRY, seconded by BYRD to withdraw the contract for a feasibility study with Mid Kansas Engineering and to put it out for bids.

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

CARTERS MOBILE HOME PARK:

The Building Inspector met with Gene Barrett, the City Attorney, concerning Carter Mobile Home Park. The park is zoned R-2 and the lots the trailers are on now cannot be sold as is. Barrett says since the trailers are already there, the only violation is the lot size. The individual lots could not be kept on a master meter either. When new service is asked for, the trailer must pass inspection.

Gene Porter is to check with

December 15, 1992

the Register of Deeds Office to see which lots have sold. Even if they sell on contract for deed, individual water meters will have to be set. Letters should be sent to residents of the park. Mr Carter was supposed to show Porter proof of sale but has failed to do so. If the trailers are structurally unsound, they can be condemned.

CHAMBER OF COMMERCE:

Moved by STANSBERRY, seconded by HAYES to send a letter to the Galena Chamber of Commerce with a copy being published in the paper, complimenting them on the new Christmas decorations and the success of the Christmas Parade and thanking them for their efforts.

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

NAYS: NONE

Motion declared carried.

HIGH SCHOOL BAND:

Moved by BYRD, seconded by BURKYBILE to send a letter to Mr. Harris and the High School Band with a copy to be published in the paper congratulating them on their performances in the area Christmas Parades.

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

NAYS: NONE

Motion declared carried.

APPROPRIATIONS ORD 92-12:

Moved by BYRD, seconded by HAYES to approve Appropriations Ordinance 29-12 in the amount of \$52,643.98.

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

NAYS: NONE

Motion declared carried.

APPROPRIATION ORD 92-12A:

Moved by GABRIELSON, seconded by HAYES to approve Appropriations Ordinance 29-12A, Sewer Project, in the amount of \$206,043.72.

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

December 15, 1992

NAYS: NONE
Motion declared carried.

PAYROLL ORD 92-27:

Moved by BYRD, seconded by SCOTT to approve Payroll Ordinance 92-27 in the amount of \$9930.24 plus \$759.67 FICA and \$140.59 KPERS.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
ABSTAIN: BURKYBILE
NAYS: NONE
Motion declared carried.

PAYROLL ORD 92-27A:

Moved by HAYES, seconded by GABRIELSON to approve Payroll Ordinance 92-27A in the amount of \$10,650.55 plus \$814.77 FICA and \$144.23 KPERS.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BYRD, ALLEN, TIPTON, GOURLEY
ABSTAIN: BURKYBILE
NAYS: STANSBERRY
Motion declared carried.

PAYROLL 92-27B:

Moved by MEANS, seconded by GOURLEY to approve Payroll Ordinance 29-27B in the amount of \$16999.24 plus \$1300.44 FICA and \$206.05 KPERS.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BYRD, TIPTON, STANSBERRY, GOURLEY
ABSTAIN: BURKYBILE
NAYS: ALLEN
Motion declared carried.

PAYROLL 92-27C:

Moved by BYRD, seconded by HAYES to approve Payroll 92-27C in the amount of \$68.49 plus \$5.24 FICA.
AYES: GABRIELSON, HAYES, MEANS, SCOTT, BYRD, ALLEN, TIPTON, STANSBERRY, GOURLEY
ABSTAIN: BURKYBILE
NAYS: NONE
Motion declared carried.

ADJOURNMENT:

Moved by GOURLEY, seconded by MEANS 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:

December 15, 1992

Jeanie Holstrom

Jeanie Holstrom, City Clerk

(SEAL)