

MINUTES OF
GALENA CITY COUNCIL MEETING
DECEMBER 17, 1985

CALL TO ORDER:

The Regular meeting of the City Council of the City of Galena, Kansas was called to order, Tuesday, December 17, 1985 in the Council Chambers at 7:00 P.M. with Mayor John Stephenson presiding.

ROLL CALL:

Roll call indicated the following councilmembers present: Anderson, Bullard, J. Watkins, LaTurner, Washom, Brown, Jarvis, Allen. Absent: Kay Kay, R. Watkins.

MINUTES:

Moved by Anderson, seconded by Bullard, to approve and place on file the Minutes of the Regular Meeting of December 3, 1985. Motion declared carried. 1 abstain- Washom.

BUDGET HEARING:

A hearing was held to amend the General Fund Budget. Allen stated the reason for the increase was to encompass the funds available, and that there had been more money taken in than anticipated during 1985. This increase would allow payment of the insurance policy.

There was no questions or discussion. Moved by Allen, seconded by J. Watkins, to increase the General Fund from \$434,376 to \$470,376. Motion declared carried.

PLANNING & ZONING:
MINUTES

Moved by J. Watkins, seconded by Jarvis to place on file the Minutes of the Planning & Zoning Meetings of November 4, 1985, November 14, 1985, and December 9, 1985. Motion declared carried.

ITEMS FOR COUNCIL ACTION: Moved by J. Watkins, seconded by Washom to approve Planning & Zoning's recommendation to rezone the property in Empire owned by Wilmetta Sternes to Agricultural. Motion declared carried.

Moved by J. Watkins, seconded by Bullard, to reject Planning & Zoning's recommendation to rezone the property of Bob Jones on W. 17th Street to Agricultural.

Roll call vote indicated:

8 yeas - Anderson, Bullard, J. Watkins, LaTurner, Washom, Brown, Jarvis, Allen.

2 absent - Kay Kay, R. Watkins.

Motion declared carried.

Moved by Washom, seconded by Allen, to return to Planning & Zoning the rezoning of Bob Jones' property to set up a new hearing and properly advertise the hearing date. Motion declared failed. 4-yeas - Anderson, LaTurner, Allen, Washom. 4 nays - Jarvis, Brown, Bullard, J. Watkins. There being a tie vote, the Mayor cast the deciding vote of nay.

Moved by J. Watkins, seconded by Bullard to approve the Planning & Zoning recommendation of rezoning the property located at 611 W. 7th St. to M-1 General Industrial. Motion declared carried.

SENIOR CITIZEN'S CENTER:

John Cure and Wilbur Moody were present to represent the Senior Citizens and requested the City to furnish the equipment and forms to install the curb & guttering in front of their building and they would furnish the concrete. Howard Jarvis was requested to give them an estimate of the cost of materials.

Moved by Jarvis, seconded by Brown for the to install curb & guttering at Senior Citizens' building when weather permits. Motion declared carried.

Page Two

GREEN THUMB PROGRAM:

Clyde Wood informed the Council of the Green Thumb Program. He stated the program was a Title V Program of the Older American Act and that there were 6 slots available in Cherokee County which they thought the City might be interested in becoming a host agency to allow an employees to work in the City Offices to train for 1 year to 18 months with the Green Thumb worker being put on City payroll at the end of that time if possible, but their salary and workman's comp. insurance would be paid through Green Thumb until that time. The city's responsibility would be to provide supervision and keep time sheets and provide training.

Moved by Jarvis, seconded by Washom, to approve the City becoming a host agency for the Green Thumb Program. Motion declared carried.

Roy Watkins entered at 7:30 P.M.

MUSEUM:

Jerry Derfelt approached the Council to ask the help of the City to build a bed for a caboose the museum association has acquired and also that the City allow them to set it on City property just to the west of the Fire Department driveway on City property.

Moved by R. Watkins, seconded by Brown to allow Howard Jarvis to assist in setting the bed for the caboose and to allow it to be placed on City property. Motion declared carried.

CEREAL MALT BEVERAGE LIC.:

Nine applications for the renewal of Cereal Malt Beverage Licenses were presented for approval.

Moved by R. Watkins, seconded by J. Watkins, to approve the renewal of Cereal Malt Beverage licenses of: (1) Sergeant Peppers, (2) B.P.O.E. Lodge, (3) Duck-In, (4) Green Parrot, (5) Walton's Station, (6) Dale's IGA Thriftway, (7) Buck's Recreation, (8) Joseph's Quik Shop. Motion declared carried.

OCCUPATION LICENSE:

Jack LaTurner, of Jack's Self Serve asked that he be exempted from buying an Occupation License because Pioneer Oil Co. buys a license and they own the pumps and tanks at his business.

Moved by R. Watkins, seconded by Allen that Jack's Self Serve should buy an Occupation License for 1984, 1985 & 1986. Roll call vote indicated:
3 yeas - Anderson, R. Watkins, Allen.
5 nays - Bullard, J. Watkins, Washom, Brown, Jarvis
1 abstain - LaTurner

Motion declared failed.

Moved by Washom, seconded by Jarvis that Jack's Self Serve purchase an Occupation License for 1985 and 1986. Roll Call vote indicated:
7 yeas- Anderson, J. Watkins, R. Watkins, Washom, Allen, Brown, Jarvis.
1 nay - Bullard
1 abstain - LaTurner

Motion declared carried.

CEREAL MALT BEVERAGE LIC:

Moved by J. Watkins, seconded by Jarvis, to approve the Cereal Malt Beverage for Jack's Self Serve. Motion declared carried. 1 nay - R. Watkins.
1 abstain - LaTurner.

Page Three

VACATION:

Moved by Brown, seconded by LaTurner to approve 1 week's vacation for Carl Lewis beginning December 23, 1985. Motion declared carried.

SERVICE CONTRACT FOR RADAR:

Moved by R. Watkins, seconded by Jarvis to approve a service contract on the Police Department Radar unit for one year for \$142. Motion declared carried.

IMPOUNDED VEHICLES:

Moved by Bullard, seconded by Allen to turn over the impounding of vehicles to the Towing services. Motion declared carried. 3 nays - J. Watkins, R. Watkins, Washom.

Moved by Brown, seconded by LaTurner, to pay the tow bill on automobiles in the impound lot and recover the money when the cars are sold at auction. Motion declared carried. 2 nays- R. Watkins, J. Watkins.

Moved by R. Watkin, seconded by Washom to repeal Ordinance 84-4 relating to the impounding of vehicles. Motion declared carried. 2-nays- J. Watkins, Anderson.

POLICE DEPT. HOLIDAY PAY:

Moved by Anderson, seconded by Jarvis to allow holiday pay to the regular officers if they choose to work the holidays, since the auxiliary officers are not willing to work without being paid. Motion declared carried. 1 nay- Washom.

SWIMMING POOL:

City Attorney stated he had requested Mr. James Smith to be present at the meeting to discuss repairs on the swimming pool. LaTurner stated he has spoke with Smith and the Building Inspector had refused to meet with him to inspect the repairs he had completed.

Moved by Bullard to table until the second meeting of January, seconded by Allen to give the City Attorney time to review the contract and find someone to do the repairs to get an estimate before the City begins suit. Motion declared carried.

RESOLUTION 85-9:

Moved by J. Watkins, seconded by R. Watkins, to approve Resolution 85-9 setting the show cause hearing on the Condemnation of 811-813 E. 7th St. and 511 E. 7th St. for February 4, 1986 at 7:00 P.M. Motion declared carried.

RESOLUTION 85-10:

Moved by Allen, seconded by LaTurner to approve Resolution 85-10 setting February 4, 1986 at 7:00 P.M. as the show cause hearing for condemnation of 508 E. 4th Street and 811 Mineral. Motion declared carried.

RESOLUTION 85-11:

Moved by R. Watkins, seconded by Anderson, to approve Resolution 85-11 requesting a 4-lane highway through Southeast Kansas linking Southeast Kansas to Wichita. Motion declared carried.

BURN HOUSE AT 913 SHORT:

Moved by R. Watkins, seconded by J. Watkins, to allow Rex Gandy and the Fire Department to burn the remainder of the house taken down at 913 Short. Motion declared carried.

ORDINANCE 85-7:

Moved by Anderson, seconded by R. Watkins, to approve Ord. #85-7 representing a 5% pay increase to employees and a 1½% longevity increase based on the 1985 Ord. rates. Motion declared carried.

ORDINANCE 85-8:

Moved by R. Watkins, seconded by LaTurner to approve Ordinance 85-8 establishing a Code of Ethics for Councilmembers and the Mayor. Motion declared carried.

ORDINANCE 85-9:

Moved by R. Watkins, seconded by Washom, to approve Ordinance #85-9 with a revision of Sec. (1) as presented by the City Attorney. Roll call vote indicated:

4 yeas- Anderson, R. Watkins, Washom, Allen
5 nays - Bullard, J. Watkins, LaTurner, Brown, Jarvis
1 absent - Kay Kay
Motion declared failed.

Moved by Allen, seconded by Washom, to table the ordinance 85-9. Motion declared failed. 5 nays - J. Watkins, Brown, Bullard, Jarvis, LaTurner.

Moved by Bullard, seconded by J. Watkins, to approve Ordinance 85-9 with the deletion of Section 1 (1). Roll call vote indicated:

6 yeas - Anderson, Bullard, J. Watkins, LaTurner
Brown, Jarvis
3 nays - R. Watkins, Washom, Allen.
1 absent Kay Kay
Motion declared carried.

PAYROLL:

Moved by J. Watkins, seconded by Anderson, to approve Payroll 85-28 in the amount of \$7434.02. Motion declared carried.

Moved by Anderson, seconded by Bullard, to approve Payroll 85-28 A in the amount of \$8014.84. Motion declared carried.

APPROPRIATIONS:

Moved by J. Watkins, seconded by R. Watkins, to approve Appropriations 85-28 in the amount of \$28,458.96. Motion declared carried.

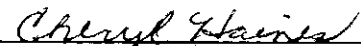
ADJOURNMENT:

Moved by R. Watkins, seconded by J. Watkins, to adjourn the regular meeting of the City Council. Motion declared carried.



John O. Stephenson, Mayor

ATTEST:



Cheryl Haines, City Clerk

(SEAL)