

MINUTES OF
CITY COMMISSIONERS
MEETING
JULY 15, 2002

CALL TO ORDER:

The meeting of the Galena City Commission was called to order on Monday, July 15, 2002 at 6:00 p.m. in the commission chambers with Mayor Mark G. LaTurner presiding.

ROLL CALL:

Roll call indicated the following commissioners **present:** LATURNER; OGLESBY; JACKSON; DAVIES; HARDMAN

MINUTES:

Motion made by Oglesby, seconded by Davies to approve and place on file the minutes of the Regular Commission meeting, July 1, 2002. **Motion declared carried.**

Motion made by Oglesby, seconded by Davies to approve and place on file the minutes of the Special Commission meeting, July 8, 2002. **Motion declared carried.**

AYES: Oglesby, Jackson, Davies, Hardman
NAYS: 0

STREETS:

Commissioner Davies stated they had discussed having the Gas Company repair their own street cuts. He requested the city superintendent get with the city manager to see what the requirements are for them to do there own paving and would so make that a motion, seconded by Jackson.

Jack Murray, City Manager stated they had tried this with the Gas Company and what they got was very sorry in repair. He advised the city superintendent was getting ready to do some repairs and was getting ready to do them with concrete rather than asphalt, which will hold up a lot better. He said records where in city hall and the gas company would pay us as soon as we got the repairs done. City Manager Jack Murray stated he would check with Baxter Springs and Joplin to see what kind of ordinance, resolution, or agreement they have with the Gas Company repairing the streets.

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Mayor LaTurner asked the city attorney how they could put some teeth in it so the Gas Company would repair the streets to the city's satisfaction.

City Attorney advised to contact the League of Municipalities and take a look at the franchise agreement to see if anything is in it that would specify what they are suppose to do if anything.

The commission tabled until the city attorney could look at the franchise agreement. Motion withdrawn.

**IMPOUND ORDINANCE:
ORDINANCE# 02-03A**

City Manager, Jack Murray stated at last meeting they passed an impound lot ordinance 02-03 which in the ordinance was a sentence stating they could not impose impound fees for the first 10 days which was in error. He advised he had prepared a new Ordinance 02-03A eliminating the sentence.

Moved by Oglesby, seconded by Davies to approve and pass ordinance 02-03A eliminating sentence stating impound fees could not be charged for the first ten days. **Motion declared carried.**

**AYES: Oglesby, Jackson, Davies, Hardman
NAYS: 0**

VACATING ALLEY:

City Manager, Jack Murray stated we had passed ordinance 02-05 vacating an alley in Empire. He stated there were financing problems putting a mobile home on the property with the statement in the ordinance stating the city reserves utility easement even though the alley is vacated. He advised he had a new ordinance 02-05A eliminating that sentence.

Commissioner Jackson asked if we were going to give up the right to go back across the property if we needed to. The city manager stated he did not see any reason why we would ever have to. There were no utilities in that vicinity.

Moved by Oglesby, seconded by Davies to approve and pass Ordinance 02-05A eliminating the sentence

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the city reserves utility easement rights. **Motion declared carried.**

AYES: Oglesby, Jackson, Davies

NAYS: Hardman

NATURE CENTER:

Moved by Davies, seconded by Oglesby to approve and pass Resolution 02-05 of support and cooperation with the Southeast Kansas Nature Center Foundation. **Motion declared carried.**

AYES: Oglesby, Jackson, Davies, Hardman

NAYS: 0

UNIFORM PUBLIC
OFFENSE CODE:

City Manager, Jack Murray stated these codes are adopted each year and they just received the books today and the two ordinances were prepared to adopt the regulations by reference.

Moved by Oglesby, seconded by Davies to approve and pass **Ordinance 02-07** the uniform public offense code. **Motion declared carried.**

AYES: Oglesby, Jackson, Davies, Hardman

NAYS: 0

UNIFORM TRAFFIC
OFFENSE CODE:

Moved by Oglesby, seconded by Davies to approve and pass **Ordinance 02-08** the uniform public traffic code. **Motion declared carried.**

AYES: Oglesby, Jackson, Davies, Hardman

NAYS: 0

VENDING MACHINES:

City Manager, Jack Murray stated there were several people that were interested in putting vending machines in city hall and he wanted the feeling of the commission about locating additional machines in city hall.

Mayor LaTurner advised that should be put in the hands of the city manager for a decision.

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LANDFILL:

City Manager, Jack Murray stated he had been contacted by Lynn Rowe who was bidding on a large demolition building in Joplin and would like to bring the loads to the city's landfill, which could be as many as 600 loads. Mr. Rowe wanted to know if there would be a possibility of a price break since he would be bring in so many loads.

Mayor LaTurner asked if we had the space for that many loads. The city manager stated at this time we did not. Mayor LaTurner stated it was kind of a mute point since we did not have the space for it anyway.

HANDHELD RADAR:

Moved by Oglesby, seconded by Hardman to purchase a handheld radar at \$1693.00. **Motion declared carried.**

BLUEHOLE:

Commissioner Davies asked how it came about dumping tires on private citizen's property. City Manager Jack Murray explained it was permitted to the city and Don Fitzer was paid \$7.00 a ton and the city paid \$5.00 a ton. He asked who would be responsible for closing the hole. The City Manger stated the city would pay from the money paid to the city, which was in the landfill fund.

APPPR# 02-07:

Moved by Oglesby, seconded by Davies to approve Appropriation Ordinance 02-07 in the amount of \$55,462.58. **Motion declared carried.**

SPECIAL MEETING:

Commissioner Jackson stated he had asked and Commissioner Davies had asked about a special meeting to set up some goals for the city, but as yet one had not be set up.

RESIGNATION OF
MAYOR LATURNER:

Mayor, Mark LaTurner announced his resignation as commissioner and mayor as of Tuesday, July 16, 2002. He stated he regretted this decision, but said he was going back to school to get his masters degree and he would have to attend a Monday night fall class, so his schedule would not allow for attending to duties as a commissioner or mayor.

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ADJOURNMENT:

Moved by Oglesby, seconded by Davies to adjourn the regular meeting. **Motion declared carried.**



Mark G. LaTurner, Mayor

ATTEST:


Deborah Kitch, City Clerk

(SEAL)

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