
MINUTES

BASEHOR CITY COUNCIL

December 20, 2004

7:15 P.M.

Basehor City Hall

Official Presiding: Mayor Joseph Scherer

Members Present: Pres. Julian Espinoza, John Bonee, Iris Dysart, Bill Hooker,
Keith Sifford

Staff Present: David Fuqua, Mary Mogle, Gene Myracle, Baron Powell, Joe
McAfee

The regular meeting was called to order at 7:15 p.m. by Mayor Joseph Scherer. Roll call was answered with all members present. Pledge of Allegiance was recited followed by a moment of silence.

Councilwoman Dysart asked if the council meeting was to be a special meeting. Mayor Scherer stated it was published in the newspaper as a regular meeting so it met the guidelines as a regular meeting.

The mayor requested that the agenda be amended to allow the Citizens and Petitions to be handled prior to the Executive Session and that an additional item be addressed concerning a pay request in the amount of \$30,743.76 to Miles Excavating.

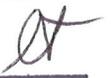
A motion was made by J. Espinoza and seconded by K. Sifford to approve the mayor's request as so stated. All aye. Motion carried 5-0.

Citizens and Petitions (presentations are limited to 5 minutes)

Bob Moore questioned how many sewer taps Scherer Construction is requesting to be prepaid. The mayor stated they were requesting 31 prepaid taps.

Mike Brown stated it was his understanding there was some confusion after he left the last meeting as to how many prepaid units he was requesting. He informed the council he would like to prepay all units in Pinehurst Phase I (20 units) and Phase II (33 units).

SCANNED

2-14-7 

Mayor Scherer stated they would discuss the matter during Action Items.

Mayor Scherer asked if there was anyone else from the audience who wished to comment regarding agenda items. No one came forward; therefore, the public portion of the meeting was closed.

EXECUTIVE SESSION

Re: Personnel Exception

- a. City Administrator Position**
- b. City Treasurer Position**

A motion was made by J. Espinoza and seconded by I. Dysart to convene into an executive session beginning 7:20 p.m and resume at 7:45 p.m. to discuss personnel and non attorney-client privileged matters. Mayor Scherer asked that no other personnel other than the city clerk be present in the executive session. All aye. Motion carried 5-0.

At 7:45 p.m. Mayor Scherer called the regular meeting back to order announcing it was necessary to reconvene back into executive session to finalize their discussion regarding the same topics.

A motion was made by B. Hooker and seconded by I. Dysart to reconvene back into executive session beginning at 7:45 p.m. and returning at 8:05 p.m. to finalize their discussion regarding personnel and non attorney-client privileged matters. All aye. Motion carried 5-0.

At 8:05 p.m. the meeting was called back to order with Mayor Scherer announcing that no formal actions were taken in executive session.

ACTION ITEMS

Item #1. Request Motion To Approve Amended Agenda As Presented (Additions made since phone poll).

Action taken at beginning of meeting.

Item #2. Approve or Deny Interlocal Agreement with Leavenworth County regarding Sewer District No. 7.

A motion was made by J. Espinoza and seconded by K. Sifford to table action until a completed and mutual agreement is received from Leavenworth County and then a telephone poll can be taken upon approval from the city attorney. Discussion followed. All aye. Motion carried 5-0.

Item #3. Approve or Deny 33 pre-paid sewer connection fees for Pinehurst

A motion was made by B. Hooker and seconded by I. Dysart to deny the request for an additional 33 prepaid sewer connection fees for Phase II of Pinehurst Development. Discussion followed. B. Hooker called for the question. Hooker, Dysart, Sifford-Aye, Espinoza, Bonee-Nay. Motion carried 3-2.

Item #4. Approve or Deny request from Scherer Construction for pre-paid sewer connection fees

Mayor Scherer announced due to a conflict of interest he was passing the gavel to council president and he would resume the meeting following this action item.

A motion was made by B. Hooker and seconded by K. Sifford to deny the request as presented. All voted in favor of denial except J. Espinoza. Motion carried 4-1.

The gavel was passed back to Mayor Scherer at this time.

Item #5. Approve or Deny Change Order 5 & 6 for King Construction

A motion was made by J. Espinoza and seconded by B. Hooker to approve Change Order #5 and #6 for King Construction as presented. All aye. Motion carried 5-0.

Item #6. Approve or Deny Pay Request 41, State Revolving Loan

A motion was made by J. Bonee and seconded by J. Espinoza to approve Pay Request #41 as presented. All aye. Motion carried 5-0.

Item #7. Approve or Deny Acceptance of City Administrator's Resignation

A motion was made by K. Sifford and seconded by B. Hooker to accept the city administrator's resignation effective December 24, 2004. All aye. Motion carried 5-0.

Item #8. Approve or Deny City Treasurer's Resignation

A motion was made by J. Bonee and seconded by B. Hooker to accept the city treasurer's resignation upon a mutually agreed date so he could train a new person. Bonee, Hooker, Dysart-Aye, Sifford, Espinoza-Nay. Motion carried 3-2.

OTHER BUSINESS

President Espinoza asked council to reconsider the motion made in Action Item #3 to allow the prepayment of 33 sewer taps contingent that the ordinance be amended and to grant an extension until January 30, 2005.

A motion was made by J. Espinoza and seconded by J. Bonee to reconsider the motion in Action Item #3. Discussion followed. Espinoza, Bonee-Aye. Sifford, Dysart, Hooker-Nay. Motion failed 2-3. Action Item #3 stands as previously stated.

ADJOURNMENT

A motion was made by J. Bonee and seconded by J. Espinoza to adjourn the meeting. All aye. Motion carried 5-0. Meeting adjourned at 8:40 p.m.

Submitted for Council approval with/without corrections this 10th day of January, 2005.

Joseph Scherer, Mayor



Attest:

Mary A. Mogle, CMC