

MINUTES

BASEHOR CITY COUNCIL

September 20, 1999

7:30 P.M.

Basehor City Hall

OFFICIAL PRESIDING: MAYOR JOHN PFANNENSTIEL

MEMBERS PRESENT: Pres. Robert Vervaecke, Joseph Odle, Victor Ziegler, Burl Gratny and Chris Garcia

**Staff Present: Mary Mogle, Clerk Vince Weston, Chief of Police
Gene Myracle, Supt. Brian Kingsley, BG Consultants**

The monthly meeting of the Basehor City Council was called to order at 7:35 p.m. by Mayor John Pfannenstiel. Roll call was answered, with all members present. Pledge of Allegiance was recited.

EXECUTIVE SESSION

Mayor Pfannenstiel requested an executive session, for a period of up to fifteen minutes, to discuss personnel issues.

J. Odle moved to convene into an executive session to discuss personnel, for a period of up to fifteen minutes. R. Vervaecke seconded the motion. All aye. Motion carried 5-0.

At 7:40 p.m., the meeting was called back to order.

APPROVAL OF MINUTES

V. Ziegler moved to approve the minutes of August 16, 1999 Meeting & Worksession, August 30, 1999 Joint Worksession w/ Planning Commission, and the September 1, 1999 Worksession (Sewer Facility) as printed. C. Garcia seconded the motion. All aye. Motion carried 5-0.

APPROVAL OF TREASURER'S REPORTS

Mayor Pfannenstiel stated the month end reports were not ready, except for accounts payable, and will have to be approved at a later date.

It was moved and seconded by R. Vervaecke and J. Odle to approve the Accounts Payable report for August 1999 as submitted. All aye. Motion carried 5-0.

CITIZENS AND PETITIONS

Greg Douglas, appeared to discuss "Cleaning-up Basehor". Mr. Douglas stated he felt that he was being singled out, when there were other areas in town that needed to be cleaned up or mowed.

Mayor Pfannenstiel thanked Mr. Douglas for bringing his property at 2805 N. 155th Street into compliance, however noted, he is not being singled out. The mayor explained the process the city follows when enforcing the Health & Welfare code.

Councilman Odle stated the City of Basehor will continue to enforce the city ordinances pertaining to the code violations.

Charles Wilderson, 14820 Parallel, requested a resolution be passed allowing him to bow hunt on his property. He explained the deer are damaging his Christmas tree crop.

Joseph Nick, 14720 State Ave, requested a resolution be passed allowing him to bow hunt on his property. Mr. Nick was not present; however, has received exemptions in past years, because of damage done to his vegetable crop by deer.

B. Gratny moved to approve the resolutions for 14820 Parallel and 14720 State Avenue to allow bow hunting during the Kansas Archery season of 1999 from October 1 to November 30 and from December 13 to December 31, 1999. R. Vervaecke seconded the motion. Gratny, Vervaecke, Garcia, Ziegler-Aye. Odle-Nay. Motion carried 4-1.

USD #458 – A motion was made by V. Ziegler and seconded by C. Garcia to allow USD #458 to discharge fireworks on September 24, 1999 from the hours of 6:00 pm to 11:59 p.m. for a grand opening ceremony of the high school football field.

Public Comments on Agenda Items – Mayor Pfannenstiel announced this portion of the meeting allowed citizens to comment on agenda items. There were no comments at this time; therefore, the public portion of the meeting was closed.

STAFF AND COMMITTEE REPORTS

City Attorney

Wilbur Peterson Resolution – Mayor Pfannenstiel reported, property located at 15405 Elm Street, has exceeded the allotted time to abate a nuisance. It has become necessary to pass a resolution allowing the city to abate the nuisance for the property owner, if the nuisance is not abated following passage of the resolution.

It was moved and seconded by R. Vervaecke and C. Garcia to approve the resolution to abate the nuisance at 15405 Elm Street. All aye. Motion carried 5-0.

RES. 99-11. A RESOLUTION OF THE CITY OF BASEHOR, KANSAS
AUTHORIZING THE CITY OF BASEHOR THROUGH ITS AGENTS
TO ABATE CERTAIN CONDITIONS WHICH CONSTITUTE A
VIOLATION OF ORDINANCE NO. 222 LOCATED AT 15405 ELM
STREET, BASEHOR, KANSAS.

Easement Condemnation Proceedings – Mr. Thompson announced a public hearing will be held at 10:30 a.m., on September 23, at the meeting room of Basehor city hall. The public hearing will give affected property owners an opportunity to comment regarding the appraisal of their property for easements.

PLANNING COMMISSION

In the absence of the planner, Mayor Pfannenstiel presented the following items to be considered for council action:

Renewal of Special Use Permit for Sprint Tower – The planning commission has requested approval with the condition that Sprint provide the fire department with a pre-fire plan and install all necessary placards in the area to meet code.

B. Gratny moved to approve the special use permit with the condition that a pre-fire plan be approved by the fire department and placards be installed per code. V. Ziegler seconded the motion. All aye. Motion carried 5-0.

Request to Rezone from CP2 to PR at 15422 Holly – Mayor Pfannenstiel reported the rezoning fits into the proposed “high intensity” use of the future land use map.

A motion was made by V. Ziegler and seconded by C. Garcia to adopt the ordinance rezoning the property located at 15422 Holly from CP-2 to PR as presented. All aye. Motion carried 5-0.

Iron Creek Final Plat – Mayor Pfannenstiel noted planning commission has recommended approval of Iron Creek final plat on the condition that it meets the minimum square footage requirement and minimum floor elevations based on the subdivision regulations and flood plan regulations.

C. Garcia moved to approve Iron Creek final plat subject to the conditions aforementioned. V. Ziegler seconded the motion. All aye. Motion carried. 5-0.

MAYOR'S REPORT

Appointment of City Treasurer – J. Odle moved to approve Pernell Dye as the city treasurer. R. Vervaecke seconded the motion. All aye. Motion carried 5-0.

Mr. Dye received Oath of Office from city attorney, John Thompson.

Approve Position of Police Clerk/Typist – Mayor Pfannenstiel requested approval for the position of police clerk/typist. The position will be at an entry level #1 pay range. The part-time position will consist of 20-24 hours per week. Councilman Vervaecke requested the word “female” be stricken from the job description and read “assist with prisoners”. Council unanimously agreed with the amendment.

J. Odle moved to approve the position of police clerk/typist at a pay range of #1 and effective immediately. C. Garcia seconded the motion. All aye. Motion carried 5-0.

COUNCIL MEMBER REPORTS

Chris Garcia

Councilman Garcia thanked the mayor for putting an article in the newspaper regarding the sewer facility. He also reported the stop light at 155th & State Avenue ~~has not been~~ *is now (amended 10-18-99)* working properly. To his knowledge, both the clerk and chief of police, reported this matter to the proper authorities.

EXECUTIVE SESSION

Mayor Pfannenstiel requested an executive session, for a period of up to thirty minutes, to discuss personnel and attorney-client matters.

R. Vervaecke moved to adjourn into an executive session to discuss personnel and attorney-client matters for a period of up to thirty minutes. C. Garcia seconded the motion. All aye. Motion carried. 5-0.

Resident, Doug Metzger requested an opportunity to speak prior to adjourning the meeting. Mr. Metzger reported he lived on Leavenworth Road and has been sited for weeds that are between his fence and the road. He noted it is his understanding that this is city property and he does not feel he should be responsible for maintaining the city's right-of-way.

Mayor Pfannenstiel advised Mr. Metzger that it is the property owner's responsibility to keep his property properly maintained, including any easements and rights-of-way. Mr. Metzger reported the right-of-way has some drainage problems and needs to be addressed. Mayor Pfannenstiel noted the city is looking into the drainage on Leavenworth Road.

The council then proceeded to executive session.

ADJOURNMENT

There being no further business to discuss, J. Odle moved to adjourn the meeting. R. Vervaecke seconded the motion. All aye. Motion carried 5-0. The meeting was adjourned at 8:55 p.m.

Submitted for Council approval with without corrections this 18th day of October, 1999.


John Pfannenstiel, Mayor


Mary A. Mogle, CMC City Clerk

INVESTMENT RECOMMENDATIONS

Item #1

First State Bank:

CD #14111

Due 10/19/99

50,000.00

Recommendation:

Reinvest with First State Bank for a period of 182 days at rate of 5.32% interest.

Item #2

Commercial National Bank:

CD #4028

Due 10/24/99

155,600.00

Recommendation:

Reinvest at highest interest rate available at the time of renewal.

Item #3 (Information Only)

First State Bank:

CD #20332

Reinvested on 9/15/99 at 5.27% for a period of 182 days.