

**MINUTES**

**BASEHOR CITY COUNCIL**

September 30, 1996

7:30 PM

Basehor City Hall

**OFFICIAL PRESIDING: MAYOR BRYCE D. BETTIN**

**MEMBERS PRESENT: Pres. Charles Wilderson, Jerry Barlow, Joseph Odle, John Pfannenstiel and Robert Vervaecke**

**Staff Present: Jane Scherer, Treas.  
Mary Mogle, Clerk  
Pat Cox, Engineer**

**John Thompson, Atty.  
Dave Knopick, Planner  
Dave Hamby, Engineer**

**Vince Weston, Police Chief  
Cecil Kingsley, Engineer  
Bill Mogle, WWTO**

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***APPROVAL OF MINUTES***

R. Vervaecke moved to approve the Minutes of August 19, 1996 Budget Hearing, August 19, 1996 Monthly Meeting, August 22, 1996 Telephone Poll (INTERLOCAL Agreement & Pay Engineering Bills), September 5, 1996 Sewer Facility Meeting, September 9, 1996 Telephone Poll (CD #20101), September 16, 1996 Work Session and September 16, 1996 Telephone Poll. J. Barlow second the motion. All Aye. Motion Carried 5-0.

***APPROVAL OF TREASURER'S REPORT***

It was moved and seconded by R. Vervaecke and C. Wilderson to approve the August 1996 Treasurer's Report as presented and pay R. C. Fence 162.00. All Aye. Motion Carried 5-0.

***APPROVAL OF MUNICIPAL COURT REPORT***

J. Barlow moved to approve the August 1996 Municipal Court Report as printed. J. Odle second the motion. All Aye. Motion Carried 5-0.

***CITIZENS AND PETITIONS***

Peggy Lowman, representing the local boy scout troop, appeared to request permission for the troop to hold their Halloween Party and bon fire at the city park. Lowman stated the scouts would be willing to building a fire ring if that was the wishes of the Council.

J. Barlow moved to grant the boy scouts permission to use the city park for their Halloween Party and bon fire. J. Odle second the motion. All Aye. Motion Carried. 5-0.

Mogle noted the local 4-H club has made the same request. C. Wilderson moved and J. Odle second the motion to use the city park for Halloween Party and bon fire. All Aye. Motion Carried 5-0.

Council noted this type of use will be by permit only and that the organizations must contact the police and fire departments for final permission.

SCANNED

2-28-07 *ex*

***PLANNING COMMISSION***

CAL-ANN FARMS REZONING - City planner, David Knopick, presented a request to rezone a ten acre tract of land from R-0 to I Light Industrial currently owned by Calvin and Ann Meyers. Knopick announced the property is located adjacent to an industrial park. So far, the property owner has not intentions for this property but has been unable to sell the land primarily because of it's current zoning.

Councilman Odle expressed concerns that the water line in that area may not be adequate to handle an industrial type business. Questioned the planner and attorney if the City would be obligated to install the line if they approve the rezoning. Both Knopick and Thompson answered "no".

A motion was made by J. Odle and seconded by R. Vervaecke to approve the rezoning from R-O to I Light Industrial. All Aye. Motion Carried 5-0.

ORD. 301- AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF BASEHOR, KANSAS BY REZONING CERTAIN PROPERTY IN THE CITY OF BASEHOR, KANSAS FROM R-O SUBURBAN RESIDENTIAL DISTRICT TO I LIGHT INDUSTRIAL DISTRICT.

APPLICATION FORMS - Knopick announced the planning commission will be reviewing and revising application form and guidelines at their next meeting. This will help to expedite a request.

***CITY ENGINEER***

STORM DRAINAGE PROBLEMS - City engineer, Cecil Kingsley, announced he is in the process of preparing a staff report and costs estimates (will not include a sharing of cost w/ property owners). The report will be ready for Council review at the October 21st meeting.

SEWER FACILITY UPDATE - Pat Cox, BG Consultants, gave a brief report regarding pending land acquisition. Cox noted the land being considered is owned by multiple parties and is going to be a little more difficult to acquire. Cox has asked that Council allow the city attorney to make contact with the property owners for permission for the engineering firm to perform core samples to ensure the property fits the needs of the City.

A motion was made by J. Odle and seconded by C. Wilderson to direct the city attorney to contact with the land owners and acquire permission to take core samples from the property and continue negotiations for the acquisition of the land. All Aye. Motion Carried 5-0.

Cox also reported his staff has been working diligently on the collection design plans and should be ready to submit to KDHE within a few days. In the near future he will approach the Council as to what type of plant they want. Mayor Bettin noted the citizens have responded well regarding the notices to make repairs and expressed his appreciation for their cooperation.

Ray Harvey noted he has purchased six acres of ground west of the shopping center and questioned when the sewers were going to be available. Mr. Kingsley noted a sewer benefit district can be created. Currently they are unable to connect to existing Sewer District #12 until the lawsuit is finalized.

***CITY CLERK***

Knights of Columbus Hall Sewer Bill - City Clerk, Mary Mogle, reported a letter has been received from Hayes Construction noting the sewer line leading to the Knights of Columbus Hall was properly capped off with the

intent of never being used again. Based on those facts, clerk Mogle requested the Knights of Columbus Hall be removed from the sewer billing.

C. Wilderson moved to removed Knights of Columbus Hall from the monthly maintenance sewer billing. J. Barlow second the motion. J. Pfannenstiel abstained. Wilderson, Odle, Barlow, Vervaecke-Aye. Motion Carried 4-0-1.

UPDATE SOFTWARE - A request was made by the city clerk to purchase updated payroll and general ledger software from Micro Azeal. She noted as of January 1, 1997 the company will no longer support the current versions. The cost for the two applications are \$1,225.00.

A motion was made by J. Odle to purchase the new General Ledger and Payroll software for the sum of \$1225.00. R. Vervaecke second the motion. All Aye. Motion Carried 5-0.

HIRE CLERICAL HELP - Mogle reported Jenne Laytham, who primarily performed the municipal court duties, has resigned effective September 30th. The city clerk requested permission to advertise for a replacement. Council unanimously agreed.

#### ***CHIEF OF POLICE***

RESIGNATION OF OFFICER CARNEY - Chief Weston announced the resignation of Officer John Carney. Weston noted his intent is to moved Officer Yarnall from the COPS FAST position into Carney's full-time position effective January 1, 1997 and then hire a new officer to fulfill the two year term of the COPS FAST program.

ASSIST TONGANOXIE - Chief Weston requested Council permission to use city officers and reserves to assist the City of Tonganoxie with security when the traveling "Wall" is displayed during the week of October 17-23. Weston noted Tonganoxie will need round the clock security and is requesting assistance from all area police departments. Weston noted he and some of his officers will not be requesting reimbursement since they are retired military, however, some of his staff have requested reimbursement. Council approved but directed Chief Weston to keep his expenses to a minimum.

JUVENILE SMOKING ORDINANCE - A new law has been passed implementing a "juvenile smoking prohibition". Weston noted the City does not have a ordinance in place and requests the City allow the attorney to check into the matter. Councilman Odle opposed enforcing this type of ordinance stating it was "asinine".

City attorney was directed to research the matter and return next month with a draft.

RESTRICTED DRIVERS LICENSE - Councilman Barlow questioned the chief of police as to the regulations placed on students with lerner's permits and restricted drivers license. Weston explained the regulations. Barlow suggested the police department start enforcing those restrictions since he know several students that are driving in violation.

#### ***CITY ATTORNEY***

Executive Session to be tabled to the end of the meeting at the request of the city attorney.

Land Acquisition Resolution tabled to next months meeting.

**MAYOR'S REPORT**

24-40 HIGHWAY COMMITTEE - Mayor Bettin announced he is still looking for a volunteer to represent the City of Basehor on the 24-40 Highway Economic Development Committee. The committee will have their first meeting in November.

GALAXY CABLE - Galaxy Cable has recently incorporated the local weather channel with the National Weather Channel. Clerk Mogle reported a representative from Galaxy informed her additional stations are being added within the next 30-45 days. Councilman Barlow noted he is pleased with the clarity of reception is has been receiving recently.

**COUNCIL MEMBER REPORTS**

CHARLES WILDERSON thanked the City for their cooperation with the PRIDE judging last week. Wilderson also noted Basehor Chamber of Commerce hosted the Leavenworth Area Development meeting held at the Holy Field Winery last week. Attendance was good and all went well.

JERRY BARLOW questioned if there is any new information concerning the car wash. Mayor Bettin answered no.

ROBERT VERVAECKE reported the Environmental Lab at the city park is 99% complete. Fencing and a sign are the only items remaining. Vervaecke announced the project was built through a grant and donations in the sum of \$8,000.00.

**EXECUTIVE SESSION**

R. Vervaecke moved to adjourn into a twenty minute executive session to discuss legal matter with counsel. J. Pfannenstiel second the motion. All Aye. Motion Carried 5-0.

At 8:50 p.m, Mayor Bettin reopened the regular session announcing that no action will be taken from the executive session.

**ADJOURNMENT**

There being no further business to discuss, J. Odle moved to adjourn the meeting. R. Vervecke second the motion. All Aye. Motion Carried 5-0.

Submitted for Council approval with/without corrections this 21st day of October, 1996.

  
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Bryce D. Bettin, Mayor

  
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Mary A. Mogle, City Clerk