

**MINUTES**

**BASEHOR CITY COUNCIL**

**October 17, 1995**

**7:00 p.m.**

**Basehor City Hall**

**OFFICIAL PRESIDING: Mayor Bryce D. Bettin**

**MEMBERS PRESENT: Charles Wilderson and John Pfannenstiel**

**OTHERS PRESENT: John F. Thompson, Attorney**

---

A special meeting concerning Wellington Place was called to order at 7:00 p.m. by Mayor Bryce Bettin.

The meeting was opened by Mayor Bettin, who announced that the meeting was called for the purpose of advising the residents of Wellington Place, Basehor, Kansas, of the settlement which had occurred between the City of Basehor and Miles Excavating, Inc. and Gary Wells. The floor was then turned over to the City Attorney, John F. Thompson, who outlined for the residents the nature of the settlement. Mr. Thompson noted that he had previously sent the residents of Wellington Place a letter outlining the nature of the problems which were identified at Wellington Place and outlined the responsibility of Miles concerning the repair of the streets; the condition of the mail sewer trunk as well as the potential problems with the service connections as detailed in the letter from the City Engineer, Cecil Kingsley of BG Consultants.

After a brief outline, the floor was opened for comments from the residents of Wellington Place.

During the open discussion, several issues were raised by the Wellington residents. In summary, they were as follows:

1. Whether the main sewer trunk had been properly and thoroughly cleaned of any debris by Ace Pipecleaning;
2. Whether the entire design of the sewer system conformed to appropriate engineering standards; and

SCANNED

2-27-07 *lt*

3. Whether the city or the residents of Wellington Place were liable for any potential problems concerning the service connections; and

4. Whether the definition of the sewer connection involved the stub adjacent to the main sewer trunk or whether it referred to the Y-connection on or about the homeowner's property line.

After lengthy discussions, it was determined as follows:

1. That Mayor Bettin would obtain a confirmation from Cecil Kingsley as to whether the main sewer trunk at Wellington Place was televised and clean of debris and would report to the residents;

2. That the residents who experienced any problems with their sewer lines or had their sewer lines televised would provide that information to Mary Ann Mogle, City Clerk, to provide the same to Cecil Kingsley for his review; and

3. A statement from Cecil Kingsley as to the appropriateness of the design of the sewer system at Wellington Place; and

4. That the City Attorney, John F. Thompson, would review the issue of liability concerning the service connections and provide the City as well as the residents with a legal opinion as to the responsibility of the residents versus the City to fix any problems.

After additional discussion concerning alternatives and problems, the meeting was adjourned.

Submitted for Council approval this 20<sup>th</sup> day of November, 1995, without corrections.



BRYCE D. BETTIN, Mayor



JOHN F. THOMPSON, City Attorney