

MINUTES

**BASEHOR CITY COUNCIL
March 21, 1994
7:30 P.M.
Basehor City Hall**

OFFICIAL PRESIDING: MAYOR JOSEPH P. ODLE

**MEMBERS PRESENT: Pres. Jerry Barlow, John Novak,
John Pfannenstiel, Charles Wilderson and
Jeff Scherer**

Others Present: John Thompson, Atty. Bruce Browne, PE
Jane Scherer, Treas. Mary Mogle, Clerk
Vince Weston, COP Bryce Bettin, PC
Gary Schroeder, PC Bob Vervaecke, PC
Brenda Smith, Sentinel Citizens of Basehor
(see attached list)

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The monthly meeting of the Basehor City Council was called to order at 7:30 PM by Mayor Joseph Odle. Pledge of Allegiance was recited, followed by roll call. All members were present.

APPROVAL OF MINUTES

It was moved by J. Barlow to approve the Minutes of February 21st and Poll of March 7, 1994.

Pfannenstiel requested the poll of March 7, 1994 be amended to read his vote as "vote not entered".

Barlow moved to amend his motion to accept the February 21st Minutes and Poll of March 7, 1994 with the correction. Pfannenstiel second the motion. All Aye. Motion Carried 5-0.

APPROVAL OF TREASURER'S REPORT

C. Wilderson moved to approve the February 1994 Treasurer's Report as submitted. J. Scherer second the motion. All Aye. Motion Carried 5-0.

APPROVAL OF MUNICIPAL COURT REPORT

A motion was made by J. Pfannenstiel and second by J. Barlow to approve the February 1994 Court Report as submitted. All Aye. Motion Carried 5-0.

SCANNED

3-2-07 *lt*

CITIZENS AND PETITIONS

BASEHOR ATHLETIC ASSOC. - Bob Purtee, President of the Basehor Athletic Association, was present to give the Council an update regarding the purchase of property for a future ball park.

Mr. Purtee reported the Association has a pending contract with Mr. and Mrs. Toby Fouts to purchase 20 acres located between 147th & 155th Street & Donohoo. Purtee informed Council he must appear before the Leavenworth County Planning Commission on April 13th to request a special use permit be granted. The County planning department suggested Mr. Purtee contact the City and School District to obtain a letter of support.

J. Novak moved to send a letter to the Leavenworth County Planning Board endorsing the new athletic ball park. The motion was second by J. Scherer. All Aye. Motion Carried 5-0.

BILLY & KATHY HOWARD - Mrs. Howard was present to request to purchase street right-of-way from the City. The land is located at 154th & Ripley. Howard explained that her family has maintained the pie shaped piece of land for over eighteen years and would like to purchase the property to help square up her property.

Engineer, Bruce Browne, commented that he has inspected the property and that it is of no value to the city, but is questionable as to how much of the land can be sold.

Mayor Odle stated that a survey will cost more than the property is worth.

City attorney, John Thompson, cautioned Council about eliminating a survey. Thompson suggested the method of quick claim deed be considered as an alternative.

Mayor Odle suggested tabling the matter until the April meeting to give Council and the engineer time to study the property. Council unanimously agreed.

JOE & ANNA MARY LANDAUER - Anna Mary Landauer, of 15422 State Ave, was present to request attachment to the proposed Sewer Benefit District #12. Landauer explained with the widening of 24-40 Highway, the State Highway department will be taking her house so she is being forced to move. At this time Landauer submitted a surveyors map of where her new house will be located. The house is currently scheduled to

sit back approximately 500 feet from 155th Street and northeast of her existing house.

Councilman Novak questioned the depth of the sewer line. Browne explained the waste will have to be pumped from the house to the sewer main.

Councilman Scherer expressed concerns about enlarging the district. Thompson and Browne both agreed the boundaries could not be enlarged but that she could attach by becoming a separate district and paying her fair share and hookup fee.

Browne informed Council the only additional cost to Benefit District #12 will be the cost of a "wye". The original line was planned to extend to the Landauer property.

Mayor Odle stated that since appraisals are not ready, the Council is unable to give Mrs. Landauer a cost estimate at this time.

A motion was made by J. Novak and second by J. Pfannenstiel to allow Mr. & Mrs. Joe Landauer to attach to Sewer District 12. Their separate lateral will be known as "Lateral District 12A". All Aye. Motion Carried 5-0.

EXECUTIVE SESSION

Before proceeding with the remainder of Citizens and Petitions, Mayor Odle requested a thirty minute executive session be called to discuss land acquisition and confer with legal counsel.

A motion was made by J. Pfannenstiel and second by J. Barlow to adjourn into executive session. All Aye. Motion Carried 5-0. (8:10 PM)

At 8:43 PM, Mayor Odle called the regular session back to order announcing that no action was taken in executive session.

CITIZENS AND PETITIONS CONT'D

JEFF SCHERER - Developer, Jeff Scherer, requested annexation into the City of Basehor for his property north of Meyer Drive. The development will consist of fifty plus acres.

Councilman Pfannenstiel announced that in the past he supported this annexation, but in light of current reports from the city engineer expressing an overload on the north

lagoon system he moved to deny the annexation request. J. Barlow second the motion. Scherer abstained. Novak-No. Pfannenstiel, Barlow and Wilderson-Yes. Motion Carried 3-1-1.

PLANNING COMMISSION

COMPREHENSIVE PLAN - Bryce Bettin, Chairman for the Planning Commission, reported the Board has been working on the Addendum to the Comprehensive Plan for the last fourteen months. He informed Council the law requires the plan be reviewed and updated at least once a year.

Councilman Novak and Barlow commended the Board on their efforts toward the update and felt it was an excellent and well thought out plan.

Novak and Bettin expressed concerns that the County Planning Board is too liberal with their special use permits. The Basehor Planning Board requested the proposed winery on 158th Street be rezoned and not fall under a special use permit. County, however, disagreed and granted the permit for five years.

Bettin reported a Mobile Home Park area designation needed to be addressed immediately in order to comply with the new laws and to be considered constitutional.

Following a brief synopsis of the plan, a motion was made by J. Novak to accept the Addendum to the Comprehensive Plan as submitted. C. Wilderson second the motion. All Aye. Motion Carried 5-0.

APA SEMINAR - Board Chairman Bettin requested funds of \$100.00 to send two of his members to the APA Planning Commission Seminar on April 8th at the Reardon Center in Kansas City, Kansas. Members John Matthews and Gary Schroeder will be attending.

It was moved and second by J. Scherer to allocate \$100.00 for the two Board members to attend the APA Seminar. All Aye. Motion Carried 5-0.

APPOINTMENT - Bettin noted that he has a vacancy on his planning commission and has a list of potential members. Pfannenstiel mentioned that the list should be given to the Mayor so that he can formally make the appointment at the next meeting.

PARK ADVISORY BOARD

Novak asked that all discussion regarding the park board requests be tabled until the April meeting since a representative was not present. Council unanimously agreed.

CITY ENGINEER

Clerk Mogle announced that engineer Browne was not able to stay for the remainder of the meeting and asked to table agenda items #1 and #2 until next month. However, he would like to go ahead and schedule the dates for the public hearing and bid opening for Sewer Benefit District #12.

Council agreed to schedule the opening of bids for the 18th of April during their regular monthly meeting. The public hearing was scheduled for the 25th of April at 7:30 PM.

CITY CLERK

TELEPHONE SYSTEM - A report was made by City Clerk Mogle regarding pricing for a new telephone system. The proposed system will be purchased from Southwestern Bell Telecomm. The system will consist of seven phones (1-Maintenance, 2-Police, 2-Office, 1-Mayor, 1-Meeting Rm). There is another system that was cheaper but the City would have to rewire for additional electrical outlets and rewire the telephone connections. There is a one year warranty on parts and installation. Repair time is a maximum of 48 hours. The total price of the system is \$3,014.00 plus taxes.

A motion was made by J. Novak and second by C. Wilderson to purchase the new phone system as presented. All Aye. Motion Carried 5-0.

SEWER BOND AND RATES - Mogle reminded Council that last month they agreed to maintain the current sewer rate structure by leaving the 1982 Bond Issue maintenance charges on the property owners bills and deposit receipts in the Operations and Maintenance Fund.

Following their decision last month, Eileen Landauer of 15343 Elm Street, opposed their decision. She felt that those property owners that paid off their assessment should also have their bills increased or decrease those who did not take advantage of the payoff since the ten years has pasted.

Mayor Odle stated the City is in need of the sewer funds and cannot afford to reduce any bills. He feels that if

anything those paying a reduced bill should be increased.

Richard Warden stated he was the Treasurer back when the bonds were first issued and has a list of those who took advantage of the payoff. If citizens are still being charged then the City should reimburse them. Current Treasurer, Jane Scherer commented the bond issue that Mr. Warden was discussing was in 1971 and was placed on landowners taxes as a special assessment. The bond issue that Mrs. Landauer is discussing was in 1982 and was placed on landowners monthly sewer bills. Jane Scherer agreed that as of January 1, 1994 those with the ten year payoff should have their monthly bills increased.

Councilman Scherer moved to reduced the monthly bills. Discussion. Mogle stated the bills should be increased not decreased. Scherer withdrew his motion. More discussion followed.

A motion was made by J. Novak to revamp those 51-52 property owners bills in accordance with the present highest structure as of today. J. Scherer second the motion. All voted Aye except John Pfanennstiel with a "no" vote. Motion Carried 4-1.

PET VACCINATION DAZE - Mogle reported last year the City chose not to have the two clinics in May as in past years. She explained that in 1993, Dr. Ringel administered rabie vaccinations and issue city pet license during the month of May in his office. This method was a success and asked that it continue from now on.

It was moved and second by J. Novak and second by J. Pfanennstiel to hold Pet Vaccination Daze at Dr. Ringels office during the month of May. All Aye. Motion Carried 5-0.

FIREWORKS INSURANCE - A report was given by Mogle informing Council that as of today she has still not received any confirmations regarding the cost of fireworks insurance.

Council agreed to table their decision to purchase fireworks until the April meeting.

SEWER AND WASTE DELINQUENTS - A list of accounts sixty days and older was given to Council. Mogle explained this is a three month process to place delinquent accounts on the tax rolls for collection. She requested Council approval to notify the property owners listed of the delinquency. Next month an updated list will be submitted with a request for a

public hearing. The delinquent balance is \$4,506.03.

DOUGLAS CABLE CO. - Douglas Cable Co. has requested a meeting with the City Council to discuss program changes.

Council agreed to meeting with Douglas Cable on April 18, 1994 at 6:30 PM. Clerk was directed to notify the company.

CHIEF OF POLICE

DRUG TASK FORCE - Chief Weston announced the City has received revenues of \$603.00 from the Drug Task Force. He explained the money must be earmarked for equipment or education only. A brief explanation of how the department qualifies for the funds was given. Weston noted that currently the department is looking a purchasing a finger print and crime scene kit with some of the funds.

MAYOR'S REPORT

Nothing to report as this time.

JERRY BARLOW

JOHN NOVAK

WORKSESSION - Novak requested Mayor Odle call a worksession to discuss the updating of the present sewer systems. He would also like to have Bill Kiesling and Bruce Browne attend the meeting. Mayor Odle stated he would check his schedule and contact the other boardmembers.

JOHN PFANNENSTIEL

COMMUNITY CHANNEL - Pfannenstiel noted the cable company has a station called the Community Channel. He would like to see the city look into what it has to offer.

Mayor Odle stated this could be discussed on the 18th when they meet with Douglas Cable Company. Odle reported Douglas Cable has agreed to give more channels if the City would agreed to extend their franchise term.

Novak would like to see the cable company service the entire city limits.

CHANGE OF ADDRESS - Pfannenstiel requested approval to change his address from Leavenworth Road to 157th Street. The current address was given to the lot and not the house.

J. Novak moved to change the address from Leavenworth Road to 157th Street. C. Wilderson second the motion. Novak, Barlow, Wilderson & Scherer-Aye. Pfannenstiel-Abstain Motion Carried 4-1.

JEFF SCHERER

PARKING ON LEAVENWORTH RD - Councilman Scherer requested consideration to eliminate parking on Leavenworth Road.

(AUDIO TAPE OUT)

Chief Weston recommended placing new signs and notifying the Athletic Association in advance to help eliminate any confusion and upset residents.

A motion was made by J. Scherer and second by J. Barlow to eliminate parking on Leavenworth Road. All Aye. Motion Carried 5-0.

Clerk Mogle was directed by Mayor Odle to notify the Athletic Association of their decision.

Councilman Barlow would also like to see the police department enforce the traffic ordinance regarding parking against the flow of traffic.

ADJOURNMENT

There being no further business to discuss, J. Novak and J. Scherer moved to adjourn the meeting. Meeting was adjourned at 9:50 PM.

Submitted for Council approval this 18th day of April, 1994.

Respectfully,



Mary A. Mogle,
City Clerk

WE THE CONCERNED FAMILIES LIVING ON 157th STREET BORDERED ON THE SOUTH BY KLAMM AND POPULAR ON THE NORTH, DO HEREBY REQUEST THE SPEED LIMIT BE LOWERED TO 20MPH AND POSTED ACCORDINGLY. we ALSO REQUEST A STOP SIGN ON 157th STREET AT KLAMM AND A STOP SIGN ON POPULAR AT 157th STREET.

1. David H. McLaughlin 3202 N 157th
2. David Tellefen 3225 N. 157th
3. Judy Welling 3124 N 157th
4. Louise Blansit 3123 N 157th
5. Cindy Hunt 3122 N 157th
6. Mark C. Myers 3120 N. 157th St
7. Anthony J. Louie 3201 N 157th St
8. Bryan D. Butler 3200 N. 157th
9. Adrian Jensen 3304 n. 157th St
10. Margaret Gaccard 3306 N. 157th St.
11. Benton Harding 3305 N 157th St
13. Karen Kuntz 3303 N. 157th St.
14. Javier Pedraza 15700 Popular St.
15. Robert McDonnell 3204 N 157th St
16. Cynthia A. Barito 3203 N. 157th St.

17. Barbara Townsend 3126 N 157th St.

18. Art Elts 3127 N. 157th St.

19. Joe & Michelle Olin 724. 1470

20. _____