

MINUTES

BASEHOR CITY COUNCIL
 February 3, 1992
 7:30 PM
 Basehor City Hall

OFFICIAL PRESIDNG: MAYOR JOSEPH P. ODLE

MEMBERS PRESENT: JERRY BARLOW, JOHN PFANNENSTIEL
 AND CHARLES WILDERSON

Others Present: John Thompson, Atty. Jane Scherer, Treas.
 William Mogle, WWTO Vincent Weston, COP
 Mary A. Mogle, Clerk Citizens of Basehor

The February meeting was called to order by Mayor Odle. Roll call was answered by Jerry Barlow, John Pfannenstiel and Charles Wilderson. Francis Scherer and John Novak were absent.

APPROVAL OF MINUTES

J. Pfannenstiel moved to approve the January 6th and January 20th Minutes as written. J. Barlow second the motion.

C. Wilderson requested an amendment to the January 6th Minutes (Page 4, Paragraph 4). He stated the minutes should read that Osage Tire has not received approval from KDHE.

Pfannenstiel and Barlow agreed to amend their motion, all voted unanimously in favor of approving the January 6th Minutes with the correction and accept the January 20th Minutes as written. Passed (3-0)

APPROVAL OF TREASURER'S REPORT (Tabled to later in meeting)

APPROVAL OF MUNICIPAL COURT REPORT

A motion was made by J. Pfannenstiel and second by J. Barlow to approve the January 1992 Municipal Court Report as submitted. J. Barlow second the motion. All Aye. Motion Carried. (3-0) Receipts - \$3,515.00

CITIZENS AND PETITIONS (No written requests received)

BASEHOR PLANNING COMMISSION

SANDRA MANCE - The Board recommends approval of issuing

a special use permit to Sandra Mance for a "Bed & Breakfast" to be located in her home at 15202 Parallel.

After a brief discussion, Barlow moved to issue a special use permit to Sandra Mance for a bed & breakfast per the recommendation of the Planning Commission. C. Wilderson second the motion. All Aye. Motion Carried. (3-0)

CITY CLERK

STREET LIGHT - J. Barlow moved to install a street light at 155th Terr. & Crestwood Drive (Crestwood Subd.). The motion was second by C. Wilderson. All Aye. Motion Passed (3-0)

CITY ENGINEER - A motion was made by C. Wilderson and second by J. Pfannenstiel to approve the request to increase the hourly rates. All Aye. Motion Carried (3-0)

City Engineer	\$45/hr (was \$40)
Design Eng.	\$30/hr
Inspector	\$18/hr
Draft & Clerical	\$14/hr
Letter Copies	.25/ea
Blue Prints	3.00/ea.

CHIEF OF POLICE

SALE OF CITY PROPERTY - J. Pfannenstiel moved to allow the Chief of Police to sell the two 1985 Wilson Radios and two 1978 Motorola Radios. J. Barlow second the motion. All unanimously voted in favor. (3-0)

CITY ATTORNEY

INSURANCE BIDS - All bids received were quoted from specifications let by the City of Basehor.

FARM BUREAU INSURANCE -	\$13,932.45
MARQUESS INSURANCE AGENCY-	\$12,503.00
EVANS REAL ESTATE COMPANY-	\$11,725.00

Council and attorney briefly discussed the liability limits required by State Law and the Tort Claims Act.

J. Pfannenstiel moved to award the 1992-95 Insurance bid to low bidder, Evans Real Estates, with the stipulation that if the issued policy does not reflect the bid specifications, the City has the right to refuse the bid. The voted was passed unanimously (3-0).

MAYOR'S REPORT

BUSINESS LICENSE - Attorney, John Thompson, submitted a revised copy of an ordinance requiring all businesses in the City of Basehor to register annually and pay an administrative fee of \$10.00. Any business who failed to renew their license will be charged a \$10.00 late fee.

The ordinance will not interfere with the green river ordinance prohibiting solicitation.

Mayor Odle stated the license is not to regulate zoning or turn businesses away but only to inform the Council of what businesses were in town and if they are paying sales tax. It will also be used as a tool to keep track of growth in the area.

J. Barlow moved to approve the business license ordinance as written. Motion died for lack of second.

J. Pfannenstiel moved to table the passage of the ordinance for further study until the March meeting. C. Wilderson second the motion. All voted in favor. (3-0)

ANNEXATION RESOLUTION - Mayor Odle reported the resolutions to annex include the properties located on the "Old Meyers Dairy" land. The five property owners will be notified by certified letter and the hearing will be in sixty days.

After a brief discussion, a motion was made by J. Barlow and second by C. Wilderson to approve the annexation resolutions as submitted. All voted unanimously in favor. (3-0)

NUISANCE ORDINANCE - Mayor Odle informed Council that if the city does not require a signed complaint by complainant he would not enforce the ordinance. Both the mayor and city attorney reiterated that the cases would not hold up in court as well as if there was another complaining party other than the city. Thompson stated the ordinances presented to him from three other cities are uniformed to the City of Basehor.

The expenses to win a case in court is very costly, reported Mayor Odle. The maximum fine amount is only \$100.00. This in no way will cover the costs that will be incurred.

Pfannenstiel stated he would be in favor of passing a
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resolution that would not bring charges after issuance of letter unless a signed complaint is given.

Mayor Odle tabled the discussion and directed Council to come up with a better solution to the problem.

ACQUISITION OF WATER COMPANY - Mayor Odle informed Council the water board had turned down supplying water to a car wash wanting to locate in Basehor. Developers are receiving opposition when submitting residential plats. He is concerned the water company will continue to dictate future building and hinder growth.

Attorney Thompson stated there are several ways the City could gain control over Rural Water Dist. No. 4. 1) Annex water lines, but would have to pay for the lines; 2) Create a franchise area and institute a franchise tax; 3) Writ Of Mandamus, where a quasi-municipality is required to provide services.

Odle suggested setting up a meeting with the water board to discuss future growth.

Council unanimously agreed to have attorney Thompson check into the legal aspects of acquiring the lines within the city and charging a franchise tax.

APPROVAL OF TREASURER'S REPORT

City treasurer, Jane Scherer, reported she spent the day calling different banks on their rate of interest for certificate of deposits. She informed Council that First State Bank was still paying the highest rate of interest being 4.5%.

A motion was made by C. Wilderson and second by J. Pfannenstiel to reinvest CD #8211 for six months with First State Bank and approve the January 1992 Treasurer's Report. All voted in favor. Passed (3-0)

MAYOR'S REPORT CONTINUED . . .

1992 STREET PROGRAM - Mayor Odle submitted an estimate from Leavenworth County Department of Public Works to chip and seal streets west of 155th Street. The cost includes bomaging 800 Ft. on 155th Terrace in the Pouppirt Addition.

Odle reported the street program was selective this year so that funds can be set aside to help pay for 24-40 Highway Project.

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A motion was made by J. Barlow and second by J. Pfannestiel to approve the 1992 Street Program as submitted by Leavenworth County Dept. of Public Works. All Aye. Motion Carried. (3-0)

ACQUISITION OF PARK LAND - Odle asked for Council approval to sign the contract to purchase the park ground from Edward Bates.

J. Barlow moved to authorize the Mayor to sign the contract to purchase land from Edward Bates for a new city park. C. Wilderson second the motion. All Aye. Motion Carried. (3-0)

JERRY BARLOW

CHARLES WILDERSON

JOHN PFANNENSTIEL

ADJOURNMENT

There being no further business to discuss, J. Barlow moved to adjourn the meeting with C. Widlerson second the motion. All voted in favor. Meeting was adjourned at 9:15 p.m.

Submitted for Council approval on the _____ day of

_____, 1992.

Mary A. Mogle,
City Clerk



The City of Basehor

2620 North 155th Street • P.O. Box 406 • Basehor, Kansas 66007 • (913) 724-1370

On February 27, 1992, Councilmembers were polled by telephone to approve the purchase of chairs for the new city hall addition.

6) Navy Blue Executive Chairs	1,350.00
45) Blue/Gray Meeting Chairs @ 22.00	990.00

Councilmembers Reached:

John Novak - Yes

Charles Wilderson - Yes

Francis Scherer - Yes

John Pfannenstiel - Yes

Jerry Barlow (unable to reach)

NOTE: Check #11946 issued to ABC Furniture on 2/28/92 for \$1,350.00


Mary A. Mogle, Clerk