

MINUTES

BASEHOR CITY COUNCIL
September 5, 1990
7:30 PM
Basehor City Hall

OFFICIAL PRESIDING: MAYOR JOSEPH P. ODLE

MEMBERS PRESENT: Pres. John Novak, Mark Grube, Daniel Hubbel,
Jerry Barlow and Francis Scherer

Others Present: John Thompson, Atty. Jago Scherer, Treas.
William Mogle, WATO Vince Weston, COP
Mary Mogle, Clerk Bruce Browne, Eng.
Citizens of Basehor

Mayor Odle called the meeting to order at 7:30 p.m. with all members present.

APPROVAL OF MINUTES

A motion was made by J. Novak and second by H. Grube to approve the August 6th Public Hearing and Council Meeting Minutes as written. All voted in favor. (5-0)

APPROVAL OF TREASURER'S REPORT

J. Novak moved to reinvest CD's 3719, 9246, 9247 and 9250. The motion was second by D. Hubbel. All Aye. Motion Carried. (4-0)

D. Hubbel moved to approve the August 1990 Treasurer's Report as submitted. J. Novak second the motion. All Aye. (5-0)

APPROVAL OF MUNICIPAL COURT REPORT

D. Hubbel moved and J. Barlow second the motion to approve the August 1990 Municipal Court Report as submitted. All Aye. Motion Carried. (5-0) Receipts - 3403.63

CITIZENS AND PETITIONS

Gene Owens - not present

PLANNING COMMISSION

KELLEY'S BAR & GRILL - Mayor Odle read a letter from Chairman, John Pfannenstiel stating the Planning Commission has unanimously approve the proposed restaurant with the stipulation that a ten (10') foot set back be maintained on the south side.

After a brief discussion regarding seating capacity and a sprinkler system, J. Barlow and J. Novak moved to approve the proposed restaurant. All Aye. Motion Carried. (5-0)

SCANNED

357 *at*

CITY ENGINEER

CULVERT SIZING - Browne recommended the Council adopt a policy to allow the city engineer to calculate the size of pipe in remaining ditched areas. The charge for this service would be \$25 and could be charged to the owner at time of issuance of their building permit. He would also like to see the developer be responsible to show on the pre-plot the size of culvert require per each lot. This would take the burden and expense of the City.

A motion was made by F. Scherer to have city engineer calculate the size of culvert in any new subdivision without curb-and-gutter and charge a \$25.00 fee on building permit. D. Hubbel second the motion. All agreed. Motion Carried. (5-0)

TELEVISIONING SEWER LINE - Browne reported 1700 feet on the north lagoon system still needs to be televised. Suggests Council consider allocating funds to do this in the near future.

Mayor Odle questioned Browne as to the possibility of running a separate line from Crestwood Subdivision to the South lagoon. Browne commented that it could be done if necessary.

CRESTWOOD SUBDIVISION - The maintenance bond for Crestwood Subdivision will be coming due in October, reports Browne. He has notified the contractor and Mr. Dent of two areas that need immediate attention before the City will take the streets over.

CITY CLERK

KACM SEMINAR - Clerk requested funds and expenses for herself and Chief Weston to attend the Court Management Seminar in Wichita, Kansas on October 4th and 5th. The cost will be approximately \$400.00.

J. Barlow and N. Grube moved to send the clerk and chief to the seminar and appropriate the necessary funds. All Aye. Motion Carried. (5-0)

HICKORY STREET AGREEMENT - Clerk reported the quit claim deeds and Boundary Line Agreements have all been signed and filed with the Register of Deeds Office.

Dick Hayes requested the City contact the water company before installing any street signs so that lines can be located.

Councilmen Scherer and Grube asked that the maintenance staff trim tree branches hanging over stop signs and street right-of-ways.

CHIEF OF POLICE

EQUIPMENT - A motion was made by J. Novak and second by J. Barlow to purchase a safety cage for the 1984 Police Car in the amount of \$350.00 (includes installation). All Aye. (5-0)

CITY ATTORNEY

LANDLORD ORDINANCE - A motion was made by D. Hubbel to approve the Ordinance for the second reading and waive the reading. All Aye. Motion Carried. (5-0)

ORDINANCE 232 - AN ORDINANCE AUTHORIZING AND PROVIDING THAT SEWER AND SOLID WASTE [REFUSE] SERVICES SHALL BE FURNISHED UPON THE APPLICATION OF THE OWNER OR OWNER'S AGENT OF THE PREMISES.

FINE SCHEDULE - Mayor Odle resubmitted a revised fine schedule showing a slight increase on those fines imposed on 15 mph and over, but less than proposed by Judge Van Parys.

Chief Weston stated he supports the Mayor's proposal and feels it is fair and is still lower than that of surrounding areas.

A motion was made by J. Barlow and second by F. Scherer to approve the revised fine schedule (incorporated by reference on original Minutes). All Aye. Motion Carried. (5-0)

Novak requested Chief Weston contact the County regarding the review of speed limits and signs on Holyfield Road, Parallel and Leavenworth Road.

City Council discussed the new county regulations regarding the sewer facilities. Council feels the County is not keeping the City of Basehor informed of new subdivisions and regulation changes.

Richard Hayes asked if the proposed church on Chestnut can use the existing easement owned by another resident. Odle stated it is up to the easement owner.

PIN OAK PHASE II ANNEXATION - A motion was made by D. Hubbel to approve the annexation of Phase II in the Pin Oak Country Estates Subdivision. J. Barlow second the motion. All Aye. Motion Carried. (5-0)

ORDINANCE 233 - AN ORDINANCE INCLUDING AND INCORPORATING CERTAIN LAND WITHIN THE LIMITS AND BOUNDARIES OF THE CITY OF BASEHOR, KANSAS.

EBERTH ANNEXATION - A motion was made by J. Barlow and second by J. Novak to approve the annexation of Frances Eberth's property south of Martha St. All Aye. Motion Carried. (5-0)

ORDINANCE 234 - AN ORDINANCE INCLUDING AND INCORPORATING CERTAIN LAND WITHIN THE LIMITS AND BOUNDARIES OF THE CITY OF BASEHOR, KANSAS.

CONFLICT OF INTEREST - Attorney Thompson submitted a memo and legal opinion regarding the issue of Conflict of Interest and disclosure.

Thompson explained that to acquire an attorney general's opinion on a particular issue, the request must be by Council vote.

LAW FIRM BRANCH - Thompson reported his law firm has opened a branch in Tonganoxie, Kansas and hopes it will prove to be beneficial to Baschor.

MAYOR'S REPORT

Nothing to report at this time.

JOHN NOVAK

Novak asked Clerk to call the League of Kansas Municipalities to see if they provide seminars or know of someone who will come and speak to the Planning Commission.

He also asked about the status of the abatement of nuisance for PTL Body shop and whether or not the two businesses on 142nd Street have applied for Special Use permits. Clerk said she would notify them by mail to comply with city regulations.

JERRY BARLOW

Barlow questioned why the newspaper reporter has not been coming to the meetings. Mayor Odie informed him she is not required to attend and she contacts the clerk the next day for the Minutes.

DANIEL HUBBEL

Councilman Hubbel asked if anyone know where Pizza Hut was going to locate. He was told the telephone number rings into the restaurant in Lansing.

MARK GRUBE

Grube feels the City should be consistent with the street numbers, entrances and exits. He feels they should match the the grid system.

Grube asked when Hickory Street was going to be chip & sealed. He said the dust is terrible. Mayor reported the street will be sealed this month.

FRANCIS SCHERER

No comments at this time.

ADJOURNMENT

A motion was made by J. Novak and second by D. Hubbel to adjourn the meeting. All Aye. Motion Carried. Meeting adjourned at 9:30 p.m.

Submitted for Council approval on the 1st day of October, 1990


Mary A. Maul, City Clerk

Approved by Council (with, without) corrections on the _____ day of _____, 1990.

Joseph P. Odle