

BASEHOR CITY COUNCIL MEETING

September 7, 1982

*approved
10/5/82
C. E. H.*

The meeting was called to order by the Mayor at 7:30 P.M.

Members Present:

Anna Mary Landauer, Robert B. Van Cleave, John Novak, Mark Grube, Mayor Forrest Tuter.

The Minutes were read and reviewed. Motion by Mr. Van Cleave, seconded by Mr. Grube, that the Minutes be approved with the exception of the item regarding CD5202, which matter will be taken up later.

The Treasurer's report was read and reviewed. Motion by Mr. Grube, seconded by Mr. Van Cleave, that the Treasurer's report be approved.

Petitions and Requests:

Mr. Brooks appeared and presented to the Council the situation with regard to a sewer line which had been dug up by a contractor, Mr. Dillon and the ground had not been properly replaced. Motion by Mr. Novak and seconded by Mr. Grube that the city attorney send a letter to the contractor requiring him to remedy this situation.

City Attorney:

Mr. Waters stated that a lawsuit would be brought by Ann Christine Albo shortly, and that within forty-five (45) days the city police officers would probably be called in to testify by deposition. The city attorney was working with the city's insurance carrier with regard to that lawsuit.

Correction of Minutes:

Mayor Tuter remarked that the figure in the July 1, 1982, Minutes of \$1,386.00 should be rather, \$3,360.00. It was the concensus of the Council that this be done.

Financial Audit:

The Mayor discussed whether or not to have an audit of the financial books of the city. Mr. Novak stated that we had decided in the previous meeting to have an audit. Mr. Grube stated that the accountant, Mr. Wolf, had determined by his preliminary review that there was no reason to have an audit, that there was no statutory requirement that we have an audit, and that we should not spend the money. Motion by Mr. Grube, seconded by Mr. Van Cleave for the purpose of discussion, that we not have an audit and the previous decision of the counsel in that regard be rescinded. The motion failed, one vote in favor, three votes against.

SCANNED

3-9-7 *at*

Assistant City Clerk:

It was suggested that we consider an assistant city clerk to assist Mrs. Hubbel. Mayor Tuter suggested that perhaps Mrs. Brooks would want to serve in this regard. It was decided that the subject of an assistant city clerk be given further consideration. Motion by Mrs. Landauer, seconded by Mr. Novak that we should extend the time to purchase dog licenses through September 24. All members were in favor.

City Engineer:

Streets: Mr. Brown stated that the street crew was suppose to be in this (September 7) morning, but because of the rain, would still be delayed. It would take only about three days of good weather in order to complete the streets.

Driveway Culverts: Mr. Brown suggested that we consider what to do with improperly draining driveway culverts. He agreed with Mr. Van Cleave that future culverts could be taken care of with inspection for approval of site plans. The current improperly draining culverts was not a serious problem but there were a few.

In addition on the streets, Mr. Brown stated that the next estimate from the contractor would not be submitted for approval until October.

Sewer: Mr. Brown stated that H. E. Bohrer Construction Company, doing the sewer work on the lagoons, proposed to begin in the morning (September 8).

Certified Operator: Mr. Brown stated that government regulations required that there be a certified operator when fifty percent (50%) of the sewer construction work was completed. Fifty percent (50%) will be completed by November. He suggested that Mr. Pebley should go to operator's school sometime in October. Also, it was suggested that Mr. Pebley observe and help supervise the construction.

Trowbridge Property: Mr. Brown asked if the Trowbridge property sale and been taken care of, and if it had been, requested that there be a title review of the property. The city attorney recommended that the title company review the land title and motion by Mrs Landauer, Mr. Novak seconding, that Mr. Brown be authorized to make sure that the title to the property was properly reviewed.

City Building, Land Description: There may be a question with regard to the legal description of the land upon which is construction the new city building. Mr. Waters stated that he was aware of the problem, and that he would be looking into getting that cleared up.

Utilities to the Sewer Lagoon Construction: The Mayor stated that the construction company needed electricity and telephone hook-ups during the construction on the sewers. The Mayor suggested and, pursuant to that suggestion, motion by Mr. Novak, seconded by Mr. Van Cleave that the contract would be allowed to use the city building site free of charge in lieu of installing electricity and telephone hook-ups. All in favor.

Street Construction, Tow Bills: The tow bills in connection with the street repairs should be submitted to the City Clerk, with the understanding that the city is not obligated to pay for the same.

Police:

Mr. Beth stated that there was a need for reflective barricade. He was directed to check into it, to see if a reflective barricade could be either purchased or constructed. He was also to check into the cost of battery powered lights.

Mr. Beth also stated that he was concerned over a possible conflict in city ordinances as to whether a kennel license was required where there were over three dogs in a household. He was told that that would be checked.

Senior Citizens' Apartment Complex:

* Mr. Waters and Mr. Van Cleave discussed that Ordinance No. 55 had been reviewed concerning the cost of hook-ups to the senior citizens' apartment complex. The ordinance stated that the cost would be \$210 per living unit, unless the apartment complex be treated as a special use. However, the definition of special use was not to include apartment units. Mr. Grube stated that these apartment complexes should be considered for special use criteria because of the group's non-profit status. Motion by Mr. Novak, seconded by Mr. Van Cleave that the project be treated as an apartment unit as set out in the ordinance. The motion was approved two votes in favor, one vote against, with Mrs. Landauer abstaining. It was specifically stated that this could be considered at the next Council meeting.

Hickory Street:

Mr. Pine appeared on behalf of this project for the Senior Citizens' group. He stated that because of some of the requirements of the lender and of the organization, it would be better to have the city act as an intermediary in the street transaction between the contractor and the FHA. After all, the street would be dedicated as a public street. Motion by Mr. Grube, seconded by Mr. Van Cleave, that the city go ahead and participate in such that the city would pay the contractor for the extension of Hickory Street with funds compensated by the Senior Citizens' organization, that the Senior Citizens' organization absorb the engineering costs associated with the transaction. All in favor.

* Reference made to Ord # 55 -3- should be repealed & amended to read ~~and~~ that a tap in fee for each residential unit apartment bldg being 4 in number at the rate set out and in the manner provided in Ord # 49.
C.L.H.
10/17/82

City Ordinance Reproduction:

Mr. Van Cleave stated that he was in the process of having reproduced and indexed the City Ordinances. He stated that though some material cost and his efforts would be donated, that the costs for copying of a substantial number of papers could not be waived. Motion by Mr. Van Cleave, seconded by Mr. Novak, that the Council would authorize a \$350 expenditure to have the ordinances copied in several volumes. All in favor.

Insurance Company Drivers' Update:

Mr. Van Cleave stated that the insurance company had requested an update of the information with regard to the person authorized to drive the city vehicles. He was directed to contact the City Clerk, and request the City Clerk to contact the insurance company and furnish them with the requested information.

Court Report:

The court report was discussed. The difference in the fines was discussed, and it was stated that the new judge was requiring an additional fine for a second and third offense. Motion by Mrs. Landauer, seconded by Mr. Van Cleave that the court report be approved. All in favor.

Motion by Mrs. Landauer, seconded by Mr. Grube to adjourn, all in favor.

The meeting was adjourned at 9:40 P.M.