

Approved 11/5/85  
D.A.M.

MINUTES

BASEHOR CITY COUNCIL  
October 1, 1985  
7:30 P.M.  
Basehor City Hall

MEMBERS PRESENT: John Novak  
Mark Grube  
Danny Hubbel  
Jerry Barlow  
Pete McKenzie

OFFICIAL PRESIDING: Anna Mary Landauer, Mayor

Others Present: Robert Van Cleave, City Attorney  
Lloyd Beth, C.O.P.  
Jane Scherer, City Treasurer  
Mary Mogle, City Clerk

Meeting was called to order at 7:35 pm. on October 1, 1985.

PLEDGE OF ALLIGENCE

APPROVAL OF MINUTES

D. Hubbel made motion to accept September 3 Minutes as written. The motion was second by J. Barlow. All Aye. Motion Carried.(5-0)

APPROVAL OF TREASURY REPORT

P. McKenzie made motion to hold payment to Bruce Browne, City Engineer for staking of culverts on Klamm Street which were in error. Payment to be released upon negotiations by Mayor. L. Lawson installed the same culvert to shallow and crooked. Clerk ordered to contact Lawson to have him repair culvert immediately. The motion was second by D. Hubbel. All Aye. Motion Carried. (5-0)

J. Novak made motion to reinvest CD# 6404, 6403, and 3719 for six (6) months and CD# 5884 for three (3) months. The motion was second by M. Grube. All Aye. Motion Carried. (5-0)

M. Grube made motion to accept Treasurers Report as amended and pay addition bills prior to Novembers Meeting. The motion was second by J. Novak. All Aye. Motion Carried. (5-0)

MUNICIPAL COURT REPORT

D. Hubbel made motion to accept Municipal Court Report. The motion was second by M. Grube. All Aye. Motion Carried. (5-0)

CITIZENS AND PETITIONS

KANSAS POWER & LIGHT CO. (Art Malle)

Mr. Malle presented the street lighting proposal for Rickel Addition. The proposal consisted of six (6) 250 Watt Mercury Vapor Lights at the main intersections and one (1) 175 Watt Mercury Vapor Light on 154th St.

SCANNED

3-17-07 *lx*

The cost to the City will be 47.99 plus franchise tax per month for all seven lights.

Further studies showed that no lights were necessary at this time for the Klamm Addition.

P. McKenzie made motion to have KPL install the seven lights in the Rickel Addition at the cost of 47.99 plus franchise tax. The motion was second by D. Hubbel. All Aye. Motion Carried. (5-0)

LEAVENWORTH CTY PLANNING DIRECTOR (Ronald Bacon)

WESTRIDGE ESTATES - Leavenworth Planning Commission asked for Council approval to accept the Subdivision Plat Plan for a subdivision 2 miles west of Basehor, one-fourth of a mile north on 24-40.

The plan has been approved by Leavenworth County and Basehor Planning Commission. Need Basehor City Council approval since Westridge will be within 3 miles of Basehor.

The subdivision will consist of 40 Acres housing 18 Units. The lot size will be approximately 250' x 300' with Breuer providing the water rights. All housing will be on septic tanks or aeration tanks.

J. Novak made motion to accept Westridge Estates as presented. The motion was second by J. Barlow. All Aye. Motion Carried. (5-0)

Art Hancock will be the developer.

COUNTRY VIEW - Leavenworth County Planning Commission asked for Council approval for the subdivision North of Basehor on County Rd. #8, West of Fairmount.

The plan has been approved by Leavenworth County, Lansing, and Basehor Planning Commission.

Lots will range in width from 160' to 170.74'. Rural Water District #4 will provide water.

P. McKenzie made motion to accept County View Subdivision Plat as presented. The motion was second by J. Novak. All Aye. Motion Carried. (5-0)

SNOW REMOVAL BIDS

Sealed Bids were opened as followed:

Roger Brandt - \$40 per man hour.

Denny DeMont - 38.50 per man hour. when 2 1/2" of snow has fallen.

M. Grube made motion to accept the bid from Roger Brandt on the basis of his past performance. The motion was second by J. Barlow. All Aye. Motion Carried. (5-0)

CAR BIDS - 1973 Ford

Sealed bids for the purchase of 1973 Ford Police Car are as follows:

Paul Schmutz - \$150.00  
Donald Wilson - \$60.00

J. Barlow made motion to accept Paul Schmutz bid for \$150. The motion was second by D. Hubbel. All Aye. Motion Carried. (5-0)

CITY CLERK

Stated that three books have been given to Councilmen Hubbel, McKenzie, Barlow, and the Police Department.

- (1) General Ordinances
- (2) Annexation & Boundary Ordinances  
Criminal Codes  
Bond Ordinances
- (3) Zoning & Subdivision Ordinances

ANIMAL CONTROL

Not Present.

CITY ATTORNEY

BANZHAF COMPLAINT - Feels that Council should revise the nuisance ordinance where the general public does not have to come public.

Mr. Banzhaf stated that the property he complained about last month is 100% better than it ever has been..

SOUTHWESTERN BELL FRANCHISE ORD.- J. Novak made motion to accept the 2nd Reading of the Southwestern Bell Franchise Ord. as proposed. The motion was second by D. Hubbel. All Aye. Motion Carried. (5-0)

NUISANCE ORDINANCE - City Attorney revised ordinance where the:  
(1) Chief of Police or authorized officer could make the complaint instead of a citizen, (2) the penalty would be raised from \$100 to \$200, (3) homeowner would be able to abate the nuisance before coming to court without reprimand.

Chief Beth asked attorney why toys were not listed in the ordinance. Van Cleave does not feel that toys are a hazard or nuisance. Beth also asked that the ordinance read officer instead of deputy. Beth would also like to see the fine go up to \$1000 maximum.

There was a lengthy discussion between Council in regards to due process and what fine should be set at.

There was concern as to why the police officers could come onto private property without a search warrant. Chief Beth explained that an officer has to have probable cause for entering.

Van Cleave explained that the 'Right of Entry' provision is taken from our existing Ordinance #174 almost word for word.

Novak would like to table till next meeting in November.

Barlow made motion to accept the ordinance with changes of deputy to officer. The motion was second by M. Grube.

There was further discussion which lead to the withdrawal of Barlow and Grubes motion to accept the ordinance.

It was then decided that the ordinance would be tabled till the next meeting.

PARKING ORDINANCE - At last meeting Council asked that a further look into the parking situation at 155th St. on the West Side of 2800 Block.

Van Cleave informed Council that the Chief of Police and Mayor have the authority to designate parking as long as it is properly marked with signs.

Chief Beth suggested looking into the cost of a stop light at that particular area. Council feels the city is too small and would be too costly.

SALARY ORDINANCE - Statue requires payroll be covered by salary ordinance.

M. Grube made motion to increase City Clerk wages by 10%, Asst. to the City Clerk by 10%, and City Treasurer from \$175 to \$200 per month. The motion was second by P. McKenzie. All Aye. Motion Carried. (5-0)

The new Salary Ord. will show all city employees except Police Officers since they will be changed upon discretion of the Chief of Police.

Council will fill in and finalize at next months meeting.

Council also agreed that in the future the salary increases should be presented in June and acted upon in July.

ANNEXATION - Van Cleave informed Council that City of Basehor has been invited to join in the fight with Piper, Kansas to veto the annexation. The next meeting will be held on November 7th.

Council felt that at this time it did not concern us.

CHIEF OF POLICE

Beth informed Council that he has no information on the delivery of the new police car. He is not even sure that the car has been ordered by Indian Springs Ford.

Barlow suggested the City Clerk write a letter and have the Chief of Police sign to Ford Motor Co. informing them of the problem to Indian Springs Ford.

MAYOR'S REPORT

SENIOR CITIZENS DISCOUNT - Several people have been inquiring about the discount for senior citizens on trash pickup. This is to be based upon the Homestead Act.

HICKORY STREET EXTENTION - A letter submitted from Bruce Browne, City Engineer to accept the section of Hickory from 155th St. East. The street has met the cities requirements and should be accepted.

J. Novak moved to accept Hickory St. Extention. The motion was second by D. Hubbel. All Aye. Motion Carried. (5-0)

SNOW BLADE - Would Council like to sell the snow plow since we are hiring out the work. Mayor stated that the blade is stationary.

P. McKenzie made motion to sell snow blade. The motion was second by M. Grube. All aye. Motion Carried. (5-0)

DONALD ROBERTS LIQUOR LICENSE - J. Novak moved to renew liquor license for Roberts Liquor Store. The motion was second by M. Grube. All Aye. Motion Carried. (5-0)

COMPREHENSIVE PLAN - County will pay half on the cost of the Comprehensive Plan leaving the total cost to the City of Basehor of \$4000.

HOMEcoming PARADE - Council agreed to ride in the Homecoming Parade on October 4th. Asked Mayor to handle all arrangements.

150th STREET - Mayor feels that ditch markers are necessary for the safety of motorist.

Councilman McKenzie suggested the City Clerk contact Ron Fagan at 94th & State to see if they have any damaged markers.

SPRING CLEANING - Mayor suggested that we contact Gale Gray as to the charge of spraying the brush on 150th & 142nd Street for next spring.

LAGOONS - All brush and grass cut, fences repaired, and a man has been contacted for trapping muskrats.

CITY BUILDING - Mayor contacted Mr. Lightwine to come and finish the front of the building and work on the ramps. He will come out this coming weekend.

MAYOR'S BREAKFAST - Mayor Landauer attended the Mayor's Breakfast which proved to be very rewarding. Topics such as utilities, and annexation was discussed. Along with the raising of homerowner taxes by 10%.

JOHN NOVAK

DAHLIN PROPERTY - Bruce Browne came out and inspected the property of James Dahlin at 1713 155th St.. Mr. Brownes opinion was that the culvert has been there for so long that all it needs is cleaned out and brush cleared away.

BANZHAF PROPERTY - Browne also inspected property of Karl Banzhaf for soil erosion due to a culvert. It is the opinion that since the culvert has been cleaned out the culvert is working properly.

Novak suggested that the Mayor get someone to get ditch cleaned out.

POLE LIGHT - Novak would like to see the light on the north side of the parking lot put back up. Council agreed.

4TH OF JULY 1986 - Would like to see the City of Basehor put on a 4th of July Celebration in 1986. The city would purchase approximately \$1000 worth of fireworks, have a dance band, and a parade.

Council would head the project but would also ask for help from other organizations and business. Council gave approval for Novak to look into it further and report back to Council.

MARK GRUBE

No Comment.

DANNY HUBBEL

No Comment.

JERRY BARLOW

Asked city attorney if there were any nuisance cases still pending in court and if so would the new ordinance have any effect on their cases.

City attorney will look into it.

PETE MCKENZIE

Would like to see the sidewalk by the duplexes maintained. Council agreed to see what could be done.

ADJOURNMENT

M. Grube moved to adjourn meet. Second by J. Novak. All Aye. Motion Carried. Meeting adjourned at 10:25 PM.

These minutes are subject to approval on November 5, 1985 by the Basehor City Council.

Submitted by

Mary A. Mogle  
City Clerk

Meeting consisted of three tapes (5 sides)

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