

MINUTES

BASEHOR CITY COUNCIL
November 5, 1985
7:30 PM
Basehor City Hall

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

OFFICIAL PRESIDING: Anna Mary Landauer, Mayor

Others Present: Bob Van Cleave, City Attorney
Jane Scherer, City Treasurer
Lloyd Beth, Chief of Police
Donald Wilson, Animal Control
Mary Mogle, City Clerk
Citizens of Basehor

The meeting was called to order at 7:35 p.m. by Mayor Landauer.
All council members present.

PLEDGE OF ALLIGENCE

APPROVAL OF MINUTES

M. Grube made motion to accept the Minutes of October 1, 1985.
The motion was second by J. Barlow. All Aye. Motion Carried. (5-0)

APPROVAL OF TREASURER'S REPORT

M. Grube made motion to accept the Treasurer's Report as
submitted. The motion was second by J. Novak. All Aye. Motion
Carried. (5-0)

Mayor Landauer stated that the city treasurer had informed her
that we lost approximately \$126 by going three months of the Certi-
ficate of Deposits, best to go six months.

J. Novak made motion to spend \$3000 to start buying sand & chat
for the winter months from Revenue Sharing and General Fund. The
motion was second by M. Grube. All Aye. Motion Carried. (5-0)

M. Grube made motion to pay Steven Cooper-14.83, Bushman &
Wolf-117.00, Greeley Gas-19.79, & Southwestern Bell-116.43. The
motion was second by D. Hubbel.

MUNICIPAL COURT REPORT

D. Hubbel made motion to accept the October Municipal Court
Report as submitted. The motion was second by P. McKenzie. All
Aye. Motion Carried. (5-0)

SCANNED

3-7-07 *at*

A G E N D A

BASEHOR CITY COUNCIL

November 05, 1985

7:30 P.M.

Basehor City Hall

- I. PLEDGE OF ALLIGENCE
- II. APPROVAL OF MINUTES
- III. APPROVAL OF TREASURER'S REPORT
 - A. Steven Cooper (Swr Reimbursement) - 14.83
 - B. Bushman, Wolf, & Wood (Bonds) - 117.00
 - C. Greeley Gas Co. (October) - 19.79
 - D. Southwestern Bell (October) - 116.43
- IV. APPROVAL OF MUNICIPAL COURT REPORT
- V. CITIZENS AND PETITIONS
 - A. Mike Bilyk - Street Light
- VI. SOUTHWESTERN BELL (Franchise Ord.)
- VII. SNOW PLOW BLADE BIDS
- VIII. EN-COM ENGINEERING INC. (John Brake)
- IX. CITY ENGINEER
- X. CHIEF OF POLICE
 - A. Animal Control Officer
 - B. Letter from H. B. Reese, Judge
- XI. CITY CLERK
 - A. Street Markers
 - B. Check Protector
 - C. School Bldg. Permit
- XII. CITY ATTORNEY
 - A. Nuisance Ordinance
 - B. Salary Ordinance
 - C. Penalty for Failure to Appear
 - D. Utilities Bonds (Special Meeting-11/19)
 - E. Cofer - Nuisance
- XIII. MAYOR'S REPORT
 - A. Probation Service Contract
 - B. Street Regulations
- XIV. JOHN NOVAK
MARK GRUBE
DANNY HUBBEL
JERRY BARLOW
PETE MCKENZIE
- XVI. ADJOURNMENT

SCANNED

3-7-07 *JK*

CITIZENS AND PETITIONS

MIKE BILYK - (not present) Has requested a street light somewhere close to his property. Mayor suggested that she contact KP&L for a recommendation.

MARION MCBRIEN - (1) Has been experiencing for the last two Saturdays between the hours of 9-12 a.m., shots in behind his property. Feels that they are shooting high powered rifles and automatic pistols. Jean Rickel has given him permission to contact proper authorities about this dangerous situation.

Chief of Police gave Mr. McBrien his telephone number and told him to contact him next time at home.

(2) Mr. McBrien feels that the City should do something about the water standing at 153rd & Parallel and 155th & Parallel on the north east corner. There is a constant problem in those locations.

Mayor informed Mr. McBrien that the City will contact the County Engineer to see what can be done.

ROBERT HEIN - Complained that waste water was being discharged from the house in back of him. Mayor told him that a letter has been sent to the affected party.

SUSAN GUY - Mrs. Guy informed Council that the County Treasurer's Office is not collecting the 1/2% sales tax if people use a route number even though they have a Basehor address.

SOUTHWESTERN BELL (Franchise)

Toni Stephens with Southwestern Bell was present to ask for the Councils approval on the Third and Final reading of the Southwestern Bell Franchise Ordinance.

D. Hubbel made motion accept the Third and Final Reading and to waiver the reading. The motion was second by P. McKenzie. All Aye. Motion Carried. (5-0)

J. Novak asked if this area was ever going to receive a #911 number. Mrs. Stephens informed them that they were waiting on cooperation with Leavenworth County.

Mrs. Stephens also informed us that it would be over a year before this area would have to choose a long distance company.

EN-COM ENGINEERING, INC.

Ron Jones with En-Com, Inc. asked for Council approval to bring a contract back tomorrow and have City Clerk sign with agreement that they would do the Comprehensive Plan for \$4,000 and the County pay the additional \$4000. Council gave approval for City Clerk to sign.

Mr. Jones also stated that he would be back at a later date to get the Councils input on the areas to be designated residential and commercial.

CHIEF OF POLICE (Lloyd Beth)

LETTER FROM JUDGE REESE - Judge Reese submitted a letter asking for the Council support in accessing higher penalties for those in violation of criminal acts.

- 1) Protection of Children - Minimum of 5 days in jail with a \$500 fine.
- 2) D.U.I. - 1st Violation - 10 days in jail with a \$500 fine.
2nd Violation - 30 days in jail with a \$1000 fine.

Feels that this is necessary since we already have 5 cases pending in Municipal Court this month.

J. Novak feels that on the first offense the mandatory 48 hour jail sentence is adequate.

There was lengthy discussion in regards to the reasons for the parole officer and the authority of the judge. Council felt that if there were numerous appeals brought to District Court then they would know that the decisions are too harsh.

ANIMAL CONTROL (Donald Wilson)

Mr. Wilson asked for approval from Council to take further steps to enforce the Animal Nuisance Ordinance. He stated that there are several not applying for dog tags.

Council gave Wilson authority to do what was necessary.

CITY CLERK (Mary Mogle)

STREET MARKERS - Clerk reported that she had contacted Mr. Fagen in regards to street markers. Mr. Fagen has agreed to give two street reflectors to the City.

Clerk was asked to contact Mr. Fagen again to see if more could be acquired.

CHECK PROTECTOR - Clerk asked to purchase a check protector for the City Treasurer in the amount of 73.88 plus freight. The motion was by M. Grube and second by D. Hubbel. All Aye. Motion Carried (5-0)

SCHOOL BUILDING PERMIT - Clerk asked Council whether or not they wanted to waiver the building permit and/or fee for the new addition to the Basehor Lower Elementary.

It was the wishes of the Council to waiver the building permit fee but that the building permit must be on record and approved by the City Inspector.

CITY ATTORNEY (Bob Van Cleave)

COFER - Informed Council that another complaint had been brought forth in regards to the nuisance on Robert Cofer at 15316 N. Circle Drive. Mr. Cofer was fined \$100 a couple months back for the same nuisance.

It is the recommendation of the attorney to wait to site Cofer again until the new ordinance goes into effect.

NUISANCE ORDINANCE - Explained to Council that the changes have been made as requested by Council and Chief of Police at the October meeting one being changing deputy to read Authorized Officer.

J. Barlow made motion to Ordinance 196 on the First Reading and waive the reading. The motion was second by M. Grube. All Aye. Motion Carried. (5-0)

M. Grube made motion to declare Ordinance 196 as an Emergency and waive the second reading. All Aye. Motion Carried. (5-0)

SALARY ORDINANCE - Statue requires that salaries be prescribed by ordinance. Council tabled filling in until next meeting.

PENALTY FOR FAILURE TO APPEAR ORD. - Chief of Police requested that an ordinance be looked into whether or not the City had to adopt an ordinance to charge violators as a separate offense when they do not appear to court or pay fine.

Van Cleave stated that the Judge has power of court to fine individuals for this violation and an separate ordinance was not necessary.

UTILITY BOND - John Steineger would like to set up a special meeting on November 19 for the finalizing of the selling of the temporary notes into General Obligation Bonds.

J. Novak made motion to approve the Public Hearing on Nov. 19 for the approval of the issuance of the bonds. The motion was second by M. Grube. All Aye. Motion carried. (5-0)

The meeting to be held at City Hall at 7:30 p.m.

Mayor Landauer asked Van Cleave to involve First State Bank in the bid proposals.

Grube asked if the Temporary Notes could be done by private placement. Attorney will look into it.

MAYOR'S REPORT

PAROLE SERVICE CONTRACT - J. Novak made motion to renew the parole service contract with Leavenworth County. The motion was second by M. Grube. All Aye. Motion Carried.

SUBDIVISION REGULATIONS - The Basehor Planning Commission would like approval for the street regulations as presented in the Minutes of the October Meeting.

- 1) Front yard set back of 40'
- 2) Double paved driveway of 40x24 feet.
- 3) No Parking on street within the subdivision unless a two day permit was acquired from the City Clerk.
- 4) "NO PARKING WITHOUT A PERMIT" sign to be installed by developer.
- 5) Minimum street right-of-way be 50 feet.
- 6) Street to be ditched and culvert pipe must be installed at the driveway at the expense of the developer.
- 7) Street surface shall have a rock base of 6" with 2" of asphalt 26 feet wide.
- 8) Streets within an industrial development shall be the same as above, except the street surface shall be 40 feet wide and 60 to 80 feet for the road right-of-way, subject to approval from city engineer.
- 9) No sidewalks required.

Several council members still felt that there were problems with this and asked to table till next month so that they could meet with the Planning Commission.

SNOW BLADE BID - Mayor opened sealed bids as submitted:

- 1) Denny DeMott - 550.50
- 2) John A. Duncanson - 510.00

J. Barlow made motion to accept the bid of 550.50 from Denny DeMott. The motion was second by P. McKenzie. All Aye. Motion Carried. (5-0)

Ordered City Clerk to contact parties affected.

KLAMM STREET - Thomas Kerr has asked for gravel to be put on Klamm Street. No action taken.

There was further discussion in regards to the culvert that was placed on Klamm St. in September. City Engineer said he staked the culvert properly to handle the drainage of the Lower Elementary.

Mayor asked council that since the school ordered the culvert should they be made to pay for it.

Council felt that the city should withstand the cost.

COUNCIL OF MAYORS - Council of Mayors met with the County Commissioners on October 6.

Mayor Landauer asked Mark Grube to serve on the Solid Waste Committee involving all of Leavenworth County.

GARAGE HEATERS - Tom Pebley has been asked to come and install the vents leading out to the garage in order to provide heat for the winter months.

FLAG POLE - Lloyd Dreiling will come to be the flag pole next week.

SIDEWALK SNOW REMOVAL - Mr. Kelley has offered to work out the removal of snow for the sidewalks leading to the schools.

McKenzie suggested talking to the school district before hiring someone. School district has been handling this in the past.

M. Grube suggested maybe hiring him on a "As Need" basis.

CHRISTMAS LIGHTS ON CITY HALL - Would Council like to have some lights on the front of the building. S. Guy suggested maybe waiting, that the Pride Organization might have some to donate if they are successful in the drive.

Council said that was fine, but if not then the city would purchase some.

CITY BUILDING - Tulips and jonquils have been planted out front. And Alfred Mussett was generous in donating top soil and crown vetch.

NORTH & SOUTH LAGOON - Dept. of Health & Environment has approved the north & south lagoon permit until the year 1990.

KANSAS STATE CORRECTIONAL INST. - As of Sept. 8 the inmates and guards have provided over 607 hours of services therefore, saving the city a sizable sum of money.

JOHN NOVAK

LIGHT IN PARKING LOT - Would still like to see the light in the parking lot put up as requested last month.

4TH OF JULY PARADE - J. Novak asked P. McKenzie to head the booth committee for the 4th of July Celebration. There will be a meeting held on November 12th at 7:30 p.m. at Basehor City Hall involving one representative from each organization. McKenzie agreed.

MARK GRUBE

COMPUTER - Is going to ask programmer for the \$750 deposit back. Feels that the system can handle the job in another function.

Council told him to do what he thought was necessary in order to get the Utility billing out.

DANIEL HUBBEL

No Comment

JERRY BARLOW

No Comment

PETE MCKENZIE

Why ist't the 1/2% sales tax being set aside for the streets. Novak stated that this had been a big issue for quit some time. Changing over the Notes into Bonds will help pay off the streets and sewers alot faster.

OTHER BUSINESS

KANSAS GOVERNMENT JOURNAL - Mayor asked Council for approval to renew subscriptions to Kansas Government Journal at 11.00 per ea. member. Council felt that only one subscription should go to the City Clerk and all others to be cancelled.

Mayor informed Council that the City has received a letter from Dept. of Treasury stating that we have used Revenue Sharing Funds to build the city hall and if that was the case then we are in violation of the ramps under the handicap code. Treasury would be in contact as to when they will be here to audit us.

Mayor asked that if any one was in the audience that turn the city over to the Attorney General and Treasury Dept. please stay afterwards to discuss the matter.

ADJOURNMENT

M. Grube made motion to adjourn. The motion was second by J. Novak. All Aye. Motion Carried.

These Minutes are subject to approval by City Council on December 3, 1985.

Submitted By

Mary A. Mogle
City Clerk

Meeting consisted of two tapes (4 sides)