MINUTES

BASEHOR CITY COUNCIL
August 7, 1989
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: Jane Scherer, Treas; Valerie Krueger, Atty; Vincent Weston, COP; Mary Mogle, City Clerk; Bruce Browne, Engineer; Citizens

Mayor Odle opened the meeting with the pledge of allegiance followed with roll call. All councilmembers were present.

APPROVAL OF MINUTES

D. Hubbel moved to approve the July 5th and July 19th Minutes as written. F. Scherer second the motion. All Aye. Motion Carried. (5-0)

APPROVAL OF TREASURER'S REPORT

J. Novak moved to reinvest CD #8211 and approve the July 1989 Treasurers Report as submitted. The motion was second by D. Hubbel. All Aye. Motion Carried. (5-0)

The city treasurer, Jane Scherer, requested the $12,000 of the solid waste fund be transferred to the general fund to help pay for this years street improvements.

A motion was made by M. Grube and second by D. Hubbel to transfer $12,000 from the solid waste fund to the general fund for street improvements. Grube, Hubbel, Scherer, and Barlow-Aye Novak-Nay. Motion Carried. (4-1)

APPROVAL OF MUNICIPAL COURT REPORT

J. Barlow moved and F. Scherer second the motion to approve the July 1989 Municipal Court Report as submitted. All Aye. Motion Carried. (5-0) Receipts - 377.00

CITIZENS AND PETITIONS

FRANCIS EBERTH petitioned to the Council to annex her land located on the south side of Martha street. Councilman J. Novak asked that this matter be tabled until the city engineer has had ample time to review the legal description.

SCANNED
3-5-7 lt

Following a short discussion, J. Barlow moved to defer the decision until the September meeting. J. Novak second the motion. All Aye. Motion Carried. (5-0)

GARY WELLS petitioned to the City to vacate Sycamore Street which is located on the south side of the Meyer Additon, between 154th Terr. and 154th St.

Council questioned as to how he was going to divert the large amount of water that flows from the east to the west. Wells felt he could build a burm and run the majority of the water to the south of the Meyer Addition. Councilman Novak felt the street should be left open allowing for future development east.

Attorney Krueger informed Council the petition must be published in the newspaper two consecutive weeks and a public hearing held inorder to vacate the street. She suggested the Council consider not vacating the street but changing it to a utility easement.

M. Grube moved to hold the public hearing at 7:00 p.m. prior to their September meeting. J. Barlow second the motion. All Aye. Motion Carried. (5-0)

HICKORY STREET EXTENSION

Attorney, Valerie Krueger, explained the property owners that will be adjoining the proposed Hickory St. were invited to the meeting this evening to express their opinions on the location of Hickory St. She explained there is some question as to which survey stakes are accurate.

Property Owners present who live west of 156th Terr. that were in agreement with the current location was Mark Grube and Mike Bilyk.

Those present living east of 156th Terr. were Scott and Sherry McKinley and Sheryl Turner. The McKinley's stated they were not sure of where their property line is and Turner stated hers is just north of their gas meter.

Councilman Grube stated he feels there should be atleast two entrances leading into the Hayes Subdivision for safety purposes and traffic control.

D. Hubbel made a motion to authorize the city attorney to draft the necessary agreement for those affected property owners west of 156th Terr. to sign stating they agree with the location of the future extension of Hickory St. J. Barlow second the motion. All Aye. Motion Carried. (5-0)

PLANNING COMMISSION

COUNTRY MEADOWS SUBDIVISION - This matter was tabled until after the public hearing on September 11th regarding the vacation of Sycamore Street.

STREET REGULATIONS - The Board recommends the Subdivision Regulations be amended to allow the developers the three (3) options on street construction; (1) chip and seal streets, following the same base requirements, (2) asphalt streets, or (3) asphalt with curb and gutter. The Board stated the reason for the proposed change is due to the fact that the City cannot afford to maintain the asphalted streets.

Barlow moved to deny the Planning Commissions recommendation. J. Novak second the motion. Mayor open for discussion.

Developers Richard Hayes, Jeff Scherer, and Gary Wells talked in favor of changing the regulations. Susan Guy, citizen of Basehor also spoke in favor.

Councilmen Novak and Barlow stated they felt the City has already set a precedent with the other developers (Breuer, Rankin and Dent) and by allowing future developments to be chip & sealed the City would be going backwards not forward.

Councilmen Scherer and Grube spoke in favor of the change based on the fact that they did not feel the City could afford to properly maintain the asphalted streets.

Council briefly discussed the cost and method that will be used in repairing the asphalt streets.

After a lengthy discussion, J. Barlow re-entered his motion for denial of the recommendation. J. Novak second the motion. Barlow, Novak & Hubbel - Aye. Scherer & Grube-Nay. Motion Carried. (3-2)

CITY CLERK

LANDAUER STREET LIGHTS - Clerk reported KPL has changed the original locations of the proposed street lights in the Landauer Addition.

Council unanimously agreed to approve the new locations.

VOUCHERS - Clerk requested Council approval to order 1500 vouchers in the amount of $265.18. Sewer Bills will be deferred to the September meeting (no price obtained).

J. Novak moved and M. Grube second the motion to approve the order of 1500 Vouchers in the amount of 265.18. All Aye. Motion Carried. (5-0)

DUMP TRUCK WINDOWS - Clerk informed Council in July the windows of the dump truck were vandalized. The repairs will cost $156.00.

Councilman Grube felt the windows should not be replaced but that a 3/4 or 1 ton truck with flatbed and hoist be considered. Council unanimously agreed to not spend anymore money on the 1968 IHC Truck but to look into purchasing a smaller used truck.

PAY SCHEDULE - A request from the employees to go on a two week pay schedule was received.

M. Grube moved to approve the employees be paid on the 1st and 15th of every month. F. Scherer second the motion. All Aye. Motion Carried. (5-0)

SEPTEMBER MEETING - M. Grube moved to change the September 4th meeting to September 11th due to the holiday and authorize the bond and interest payment to the State Treasurer. J. Barlow second the motion. All Aye. (5-0)

VACATION DAY - Clerk explained that she will be on vacation the week August 14th and that her assistant cannot work for her on the 16th. She requested that City Hall be closed on that one day.

M. Grube moved to close City Hall on the 16th of September and a notice be placed in the official newspaper. J. Novak second the motion. All Aye. Motion Carried. (5-0)

POLICE DEPARTMENT

FILE CABINET - COP Weston requested Council authorize funds to purchase a four drawer file cabinet.

A motion was made by D. Hubbel and second by M. Grube to approve the purchase of a file cabinet not exceed $150.00. All Aye. Motion Carried. (5-0)

COURT FINES - Chief Weston explained the State of Kansas has imposed a $1.00 Judges Training Fee on all citations issued. He suggested the City allocate an additional $1.00 for administrative costs.

A motion was made by M. Grube and second by F. Scherer to add $1 for State fees and $1 for administrative fees to all citations. All Aye. Motion Carried. (5-0)

PSYCHOLOGICAL TESTS - It was explained by Chief Weston that all officers now need psychological tests to be a police officer. He stated he has found a psychologist that will charge a flat fee of $100 per officer.

M. Grube moved to proceed with the testing of the officers and authorize the expenditure. J. Novak second the motion. All In Favor. Motion Carried. (5-0)

CITY ATTORNEY

HODGE SPECIAL USE PERMIT - Attorney Krueger informed Council she is still waiting for a signed medical affidavit from the Hodges stating that the trailer is being used for his elderly sick mother and asked that this matter be deferred untill the August 21st meeting.

D. Hubbel moved and F. Scherer second the motion to defer the matter to the August 21st meeting. All Aye. Motion Carried (5-0)

MAYOR'S REPORT

MUNICIPAL JUDGE - J. Novak moved to approve the appointment of David Van Parys, Municipal Court Judge. D. Hubbel second the motion. All In Favor. (5-0)

PLANNING COMMISSION MEMBER - Mayor Odle informed Council that Board member, Tom Park, has missed three consecutive meetings which is a violation of their By-laws. He stated Park was notified by mail, but has not yet responded.

J. Novak moved to remove Tom Park from the Planning Commission. J. Barlow second the motion. All in favor. Motion Carried. (5-0)

NUISANCE ORDINANCE - Mayor Odle stated he feels the City should wait until a complaint is filed in writing before they act on any nuisances. There should also be an understanding with the complaining party that they will be kept anonymous unless the case goes to court, then they will be summons to appear as a witness. He also feels the City should have an ordinance where they have the capability to attach miscellaneous items to the tax rolls if residents refuse to pay clean-up expenses.

Following discussion, J. Novak moved and J. Barlow second that after receiving a nuisance complaint, the police department will investigate the complaint, and upon findings, the city will be the complaining party. All In Favor. (5-0)

JOHN NOVAK (No Comments)

JERRY BARLOW (No Comments)

DANIEL HUBBEL

Trash Pickup - Questioned the large items that would be picked up by the trash company and how often.

Clerk informed Mr. Hubbel that Deffenbaugh Disposal will only pick up one (1) large item per week and will not collect any construction or automobile debris.

MARK GRUBE

Mr. Grube feels the a notice should be put in the newspaper regarding the collection items and schedule of the trash company.

FRANCIS SCHERER (No Comment)

ADJOURNMENT

There being no further discussion, Mayor Odle entertained a motion for adjournment.

A motion was made by J. Novak and second by M. Grube to adjourn the meeting. All In Favor. Meeting adjourned at 9:30 p.m.

Submitted for Council approval (with, without) corrections on this 11th day of Sept., 1989.

Mary A. Moodle

Mary A. Moodle, City Clerk