

CITY OF BASEHOR

LEAVENWORTH COUNTY
BASEHOR, KANSAS 66007

unapproved

3/7/78 WKK

Regular City Council Meeting February 7, 1978

7:30 p.m. at the Fairmount Township Hall

Council Present: Anna Mary Landauer, Margaret Sterner, John Ebert,
Allen Goens, Jim Cook.

Presiding: Mayor Clarence Worley.

Others Present: Douglas Waters, City Attorney; Virginia Williams,
City Treasurer; Wilma Kibler, City Clerk, Leo Martell,
City Engineer; Earl Reavis, Chief of Police; citizens
of the community.

MINUTES:

The minutes of the regular council meeting January 3, 1978 were approved as printed.

TREASURERS REPORT:

There was a discussion on the money being spent on the trash truck and the need of a fund being set-up for the trash truck. The treasurer reported on the reinvestment of last months c.d. #906. It was reinvested at the First State Bank in Tonganoxie at 6.6 rate of interest. J. Cook moved, second by M. Sterner to reinvest c.d.'s #2191, #1123 and #1170 wherever the interest rate was the highest. Five yes-opposed none. Motion carried. J. Cook moved, second by M. Sterner to take \$10,000.00 out of the Saving Account and reinvest it wherever the interest rate was the highest. Five yes-opposed none. Motion carried. J. Cook moved, second by A. Goens to accept the treasurers report and adopt appropriation ordinance #128. Five yes-opposed none. Motion carried.

PETITIONS & REQUESTS (CITIZENS):

RURAL WATER DISTRICT #4 - BUILDING PERMIT NEEDED

The Council discussed whether the Rural Water District #4 would need to purchase a building permit. It was questioned if the building ordinance covered structures such as a water tower or did the ordinance only pertain to buildings. After reading a section of Ordinance #75 the City Attorney stated structures were mentioned in it and the Council could cause Rural Water District #4 to purchase a building permit for the water tower. This building permit will be issued on the condition the Basehor Planning Board recommends the approval of a special permit for the water tower. J. Cook moved, second by M. Sterner that the City charge the Rural Water District #4 for a building permit to construct a structure in the event they do get their special permit from the Planning Commission. Five yes-opposed none. Motion carried. The Rural Water District #4 will be charged the same price for a building permit as a builder would be which is \$3.00 per \$1,000.00 with a \$15.00 minimum.

RURAL WATER DISTRICT #4 APPLIES FOR SPECIAL PERMIT

The Mayor presented the special permit that the Rural Water District #4 had applied for to the Council for them to review.

BUNCE'S DRAINAGE TUBE

The Mayor stated the estimated cost from Dick Hayes of Hayes Construction Company on moving the tube would be \$500.00. The Council brought up the fact that in August a Stop Order had been placed on the building until the junction box was in, but Mr. Bunce is now living in the house and there is still no junction box. Mr. Martell stated the Stop Order was placed on the building because of the high water from the heavy rains that flooded the basement of the house across the street and after checking into it further the junction box would not have prevented the

SCANNED

3-22-07 *lt*

Regular City Council Meeting February 7, 1978

flooding. Mr. Martell also stated after reviewing the situation closer he felt the junction box was not the best solution in the long run. Mr. Martell felt the best solution would be to change the direction of the tube under South Circle Drive. Mr. Martell said the south end of the tube should be left embeded in the street and start about 6 to 8 feet from the south end of it and excavate on the east side and then move the tube in an arc to the east so it would come out from underneath the driveway when it joins the street. This situation would only correct the driveway problem for Mr. Bunce but would not correct the flooding problem of the basement across the street. Mr. Bunce said he did not feel he should have to bear the full cost of moving the tube when the City had put the tube in the wrong place to start with. J. Cook moved, second by M. Sterner that the City not bear any of the cost to change the tube. Three yes-opposed two. (J. Ebert, A. Landauer) Motion carried. There were two opinons to the solving of the situation since the City had voted not to bear any of the cost. They were to either insist on the original concrete junction box or see if Mr. Bunce would be willing to bear the cost of moving the tube if the City would repair the street. Martell will get the estimates of the cost on both ways since he feels he knows different people in the construction field that he can contact to get lower prices and Mr. Bunce would not. J. Cook moved, second by M. Sterner that after Mr. Bunce hears Mr. Martell's estimates that if he feels he can bear the full cost of the correction he should proceed and the City will agree to bear the cost of resurfacing the road contingent that no excess damage is done. Five yes-opposed none. Motion carried.

BASEHOR BAPTIST TEMPLE - SPEED LIMIT REDUCED

Basehor Baptist Temple asked that the speed limit be lowered in that area since there were children walking and crossing the street to go to their school. The Pastor of the church said if the Council was agreeable to lowering the speed limit the church would buy the signs and posts and if necessary they would set them up. J. Cook moved, second A. Goens to lower the speed limit but not to make it a permanent 20 but on an hourly basis. The speed limit should be lowered one-half hour before the school takes up and fifteen minutes after it has taken up, also fifteen minutes before the school's dismissal and one-half hour after it's dismissal. The Council wished the church to purchase the necessary signs and posts and set them also. It was suggested to make the speed limit 30 from the City limit to Poplar Street. The Mayor will tell the Pastor how many signs the church will need to purchase. The Pastor will also have to go to the County Engineer and ask the County to place a "School Zone Ahead" sign at the top of the hill since it was in the County.

GATEWOOD SALARY - DESIGNATE DIFFERENT FUNDS

Gatewood's salary of \$800.00 will come from the following funds: \$200.00 from ^{see call highway} General Gov., \$230.00 from Police, \$75.00 from Sewer (for lift station operator and both lagoons), \$70.00 from General Gov. (animal control), \$225.00 from trash truck.

MARC - MODEL ORDINANCE ON FIREWORKS

The Mayor presented to the Council a letter and model ordinance from MARC. The letter stated that MARC was sponsoring a meeting to discuss recommendations on a model ordinance for the use by local governments on the sale and use of fireworks. The letter stated that the meeting

Regular City Council Meeting February 7, 1978

time and place would be February 9, 1978 at 1:30 p.m. at the Mid-America Regional Council, 20 West 9th St., Second Floor, Kansas City, Mo. If any of the Council wished to attend to notify Karen Bourke at 474-4240 as soon as possible as there was limited amount of parking space.

REPORT OF CITY OFFICIALS:

DOUGLAS WATERS/CITY ATTORNEY

CITY-COUNTY AGREEMENT CONTRACT - WOLF CREEK BRIDGE

Mr. Waters presented to the Council an agreement contract from the Leavenworth County Commissioners on the new bridge that will be built on Parallel over Wolf Creek. The agreement stated what the County and City would be responsible for doing to entitle the County to receive Federal aid to assist them in this construction. J. Cook moved, second by A. Landauer to approve the contract. Five yes-opposed none.

Motion carried.

EARL REAVIS/CHIEF OF POLICE

20¢ PAY RAISE APPROVED

The Mayor asked if the Council had come to a decision on the pay raise that had been tabled from the January 3, 1978 meeting. M. Sterner moved, second by J. Cook to approve the 20¢ raise for the reserves. Five yes-opposed none. Motion carried

SAFETY SHIELD APPROVED

The Mayor also asked the Council what their decision was on the safety shield for the new police car that had been tabled from the January 3, 1978 meeting. A. Goens moved, second by M. Sterner to purchase the shield for the new police car. Five yes-opposed none. Motion carried.

PAY RAISE RETROACTIVE

The pay raise for the reserves will be retroactive as of February 1, 1978.

HIRING RESERVE

Reavis stated he had an applicant that he would like the Council to interview. Reavis also stated there was a reserve on the books that had not been active for several months and his equipment could be used if a new reserve was hired. The Council set Saturday, February 18, 1978, 9 a.m. as the day to interview the applicant.

LEO MARTELL/CITY ENGINEER

ROY BILYK'S BUILDING PERMIT - APPROVED

Martell presented to the Council a building permit request for Roy Bilyk in the Landauer Subdivision, Lot 75 for their consideration. Martell stated Hrabak had said that as far as the Planning Board was concerned Mr. Bilyk could build on Chestnut as the streets are already there. The Mayor asked the Council who would be responsible for putting the streets in if the developer sells the lots to individuals one at a time. The Council felt the individuals that buy the lots would be responsible for the streets in front of their lot. That the responsibility for the streets would be passed to the new owner when they bought the lot from the developer. J. Cook moved, second by A. Goens to issue the building permit to Roy Bilyk. Five yes-opposed none. Motion carried.

FLOW METER - NORTH LAGOON REPAIRED

Martell stated his men had to take the flow meter out at the north lagoon because the lever on the float was too long and it had to be cut off and reinstalled. The flow meters at the north and south lagoons have been calibrated.

Regular City Council Meeting February 7, 1978

MICHAEL CROW/MUNICIPAL JUDGE

JANUARY DOCKET REPORT

The Mayor presented the January Court docket to the Council. The total of the fines was \$345.00.

NOTICE & COMMUNICATION:

KANSAS UNEMPLOYMENT COMPENSATION DECISION

The Mayor passed the form around for the Council to read while Mr. Waters presented the ordinances.

INTRODUCTION & CONSIDERATION OF ORDINANCES

BOUNDARY ORDINANCE

The attorney presented the proposed ordinance declaring the entire boundary of the City of Basehor as of December 31, 1977 to the Council for consideration. J. Cook moved, second by A. Goens to waive the first reading and accept Ordinance #122. Five yes-opposed none. Motion carried.

ANNEXATION OF NORTH LAGOON AND ACCESS ROAD

Waters presented to the Council for consideration the ordinance to annex the north lagoon and access road owned by the City of Basehor. J. Cook moved, second by M. Sterner to waive the first reading and accept Ordinance #123. Five yes-opposed none. Motion carried.

NOTICE & COMMUNICATION CONTINUED:

KANSAS UNEMPLOYMENT COMPENSATION DECISION

The Council's decision on the Kansas Unemployment Compensation was to go with the Rated Governmental option. It is to be checked into to see what employees are covered under this plan.

1977 GENERAL REVENUE SHARING SURVEY

The Mayor stated that a copy of the 1977 General Revenue Sharing Survey sent out by the Bureau of Census had been sent to Wayne Wolf for him to check to be sure it was correct before returning.

SEWER & SOLID WASTE:

Since the City did not have a rate for picking up solid waste from commercial units the Mayor asked the Council if they would set a rate. It was the consensus of the Council to charge \$6.00 for small businesses. A small business is considered one that does not produce anymore trash than a regular house.

ANIMAL CONTROL:

WASSON ORDER DOG TAGS

The Council discussed ordering dog tags and where they should be ordered. M. Sterner moved, second by A. Goens that Dr. Wasson order the dog tags. Five yes-opposed none. Motion carried. The City Clerk was directed to call Dr. Wasson as soon as possible and tell him to order the tags.

POLICE & PUBLIC SAFETY:

LOCATION OF GAS METER UNSAFE

Allen Goens brought a request to the Council as a private citizen that he would like to put a railroad iron in front of his gas meter to protect it. The meter is on city property and it has almost been hit twice since it has snowed. The Council asked the City Attorney to check into it to see what the legalities would be.

ADJOURNMENT:

J. Cook moved, second by M. Sterner to adjourn. The meeting adjourned at 9:55 p.m.

Wilma R. Kibler
City Clerk