CITY OF BASEHOR

LEAVENWORTH COUNTY
BASEHOR, KANSAS 66007

unapproved
4-4-78 WRK

Regular City Council Meeting March 7, 1978
7:30 p.m. at the Fairmount Township Hall

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

Presiding: Mayor Clarence Worley.

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

MINUTES:

The minutes of the regular council meeting February 7, 1978 were corrected and approved. The corrections were as following, under GATEWOOD'S SALARY General Gov. should have been Special Highway and under LOCATION OF GAS METER UNSAFE change the capital "C" in Council to lower case "c" since there had not been a vote taken on having the City Attorney to check the legalities.

TREASURERS REPORT:

J. Ebert requested as a matter of record to the Council on the minutes that the two employees (Tony Craig and Mark Hoegler) were hired without the full Council's participation.

M. Sterner moved, second by A. Goens to reinvest the c.d. #2574 due 3/4/78 at the institution that pays the most interest. Four yes-opposed none. Motion carried.

A. Goens moved, second by A. Landauer to reinvest c.d. #1127 due 3/14/78 at Citizens Mutual Savings and Loan Assoc. in Basehor. Four yes-opposed none. Motion carried.

M. Sterner moved, second by A. Goens to accept the treasurers report and adopt appropriation ordinance #129. ~~Four~~ two yes-opposed none and two that did not vote. (A. Landauer, J. Ebert). WRK 4-4-7 Motion carried.

NOVAK APPROVED FOR LEAVENWORTH REGIONAL PLANNING COMMISSION

The Mayor submitted the name of John Novak to serve on the Leavenworth Regional Planning Commission. J. Ebert moved, second by A. Landauer to accept the appointment of John Novak. Four yes-opposed none. Motion carried.

PETITIONS & REQUESTS (CITIZENS):

RURAL WATER DISTRICT #4 BUILDING PERMIT APPROVED AND FEE WAIVED

Mr. Warden inquired if the building permit had been denied as it had been two weeks and he had not heard anything about it. Mr. Martell, City Engineer, stated that there were a few points he felt should be discussed first. Martell stated he interpreted the way the easement description read that the street would 50 feet rather then 60 feet because of the 10 feet water line easement. Waters, City Attorney, recommended where it read "easement on north 50 feet shall terminate if the property is dedicated and become a public street" could be corrected by a correction warranty deed by going over the above again and saying "easement shall terminate if property is dedicated".

Martell asked Mr. Warden what the basis was for the water tower being placed in the corner of the lot instead of the center. Mr. Warden stated they had several bore tests made in different areas of the lot and that area tested out the best. Mr. Warden stated the water tower will be fenced, lighted, and will be covered by liability insurance. The Mayor stated that before the Rural Water District #4 could get bids

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4-4-78 WRK

on the water tower they would need the building permit approved. The Water District felt the construction of the tower would cost around $100,000.00 more or less. The Mayor asked the Council how they wanted to handle this.

A. Landauer moved, second by J. Ebert to waive the charges of the building permit for Rural Water District #4 because of community good will. The permit was waived for the high school. Three yes-opposed none. Motion carried.

Martell stated that there was still a question on who would put the road in, the Water District or the developer. Mr. Warden did not feel it should be up to the Water District to put the entire road in. Martell suggested that the acre parcel be included in any subdivision that would be platted for the use of that road. Waters stated the Council could, because of the public necessity of this water tower, waive the platting of the lot now but it should be on the condition that the Rural Water District #4 be assigned on the final platting when this land is developed and that this acre tract be assigned a number on the final platting so that the City can be assured that the Water District would pay a proportional share when it is platted. Mr. Waters thought the Council could be assured of that if Mr. Warden could at the next Water Board meeting bring this up and have it put in their minutes that the Water District would be bound by that and the Council waive the platting of the lot on the condition that this be done and be recognised in their minutes. Mr. Warden thought it would be approved by all the board members. M. Sterner moved, second by A. Landauer to waive the platting of the lot for the Water District under those conditions. Four yes-opposed none. Motion carried.

Mr. Warden stated since the Council has waived the cost of the permit he will suggest to the Water Board that they put a 24 inch tube in at the entrance, if that would be the right size. If not whatever size it would take.

M. Sterner moved, second by J. Ebert a permit to be issued subject to the change of the easement description that the entire easement shall terminate when the property is dedicated and becomes a public street and also subject to the Rural Water District #4 becoming a signer on the final platting of the area. Four yes-opposed none. Motion carried.

RANKIN PHASE II - APPROVED SUBJECT TO CHANGES BEING MADE

Jim Cook, Council person, enters at 8:20 p.m.

Dr. Rankin asked the Council for their consideration on Phase II of the Rankin Estates. The Basehor Planning Commission at a Special Meeting held March 6, 1978 unanimously voted to grant tenative approval of the final plat subject of approval from City Engineer, Leo Martell. Martell stated that a ditch needed to be relocated 30 to 40 feet to the back of one of the lots but other than that he would approve Phase II. Martell again stated he would approve Phase II subject to Rankin's engineer changing the drawings of the easement. Dr. Rankin stated he would resubmit the paper work but he was asking for approval on the lots subject to the changes to be made. J. Ebert moved, second by A. Landauer to approve Phase II. Five yes-opposed none. Motion carried. This is subject to the correction with Leo Martell approval before it will be signed.

unapproved
4-4-78 WRK

Regular City Council Meeting March 7, 1978

BASEHOR DAYS COMMITTEE

Sherrie Magaha, chairperson resigned the post with Rose Baughn as tenative chairperson until the committee can meet to chose a chairperson. The committee has seven members. They are, Rose Baughn, Dale Breuer, Linda Walrod, Rev. Bill Carter, Sharon Ewing, Bertha Knapp and Virginia Seitter. Mrs. Magaha stated the committee would like to have more members but could not find anyone willing to serve. The committee has agreed to hold Basehor Days this year but there has been many people say they are not interested in having it and some feel it should be every two years. After discussion it was decided to continue Basehor Days another year and see what happens. Mrs. Magaha thanked the Council for giving her the opportunity to start Basehor Days. The Mayor stated the Council thanked her for her efforts on working on it as long as she had.

BASEHOR BAPTIST TEMPLE - SPEED LIMIT REDUCED - APPROVED

At the February Council meeting there was a discussion on the speed limit for the school but no action was taken on the matter. M. Sterner moved, second by J. Cook that the City allow the school the 45 minutes, at the starting and closing time, the lower speed limit of 20 miles per hour on the contingent of County approval. Five yes-opposed none. Motion carried.

REPORT OF CITY OFFICIALS:

DOUGLAS WATERS/CITY ATTORNEY

GAS METER - GOENS' BARRIER

On the matter of a barrier around the gas meter on Goens' property Waters stated he had checked with KP&L in Leavenworth to see if they had any regulations but had not received an answer. A. Landauer stated she had called Greeley Gas and they stated an individual could put a barrier up with their approval or would possibly do it for the property owner. The meter is usually set on the border line. She also stated Greeley Gas said if Mr. Goens felt it should be protected to talk to them and they would see what they could do about it.

LEO MARTELL/CITY ENGINEER

APPLICATION TO STATE HEALTH DEPT. - SEWER FOR RANKIN ESTATES PHASE II

Martell stated before Rankin's subdivision can put in sewers they have to have an application made to the state health department. The health department has a standard form for the Mayor to sign before it can be sent in and Martell presented it to the Mayor for his signature.

MICHAEL CROW/MUNICIPAL JUDGE

FEBRUARY DOCKET REPORT

The fines for February were $130.00.

NOTICE & COMMUNICATION:

APPLICATION FOR ELIGIBILITY FOR SURPLUS PROPERTY

The Mayor presented the application for eligibility to buy surplus property. There was a resolution, authorization letter and cards and civil rights assurance to be signed. J. Cook moved, second by M. Sterner to pass the resolution to become eligibile. Five yes-opposed none. Motion carried.

SERVICE CONTRACT FOR A. B. DICK COPIER - APPROVED

The Mayor presented the figures on the service contract. It was:

$100.00 Base charge
28.80 Estimated prepaid charge for copies
$128.80 Total cost

A. Landauer moved, second by J. Ebert to accept the contract for the A. B. Dick copier. Five yes-opposed none. Motion carried. If the City goes over the 9600 estimated copies per year they are required to pay so much per copy but if they are under the estimated copies there would be no refund.

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INTRODUCATION & CONSIDERATION OF ORDINANCES:

BOUNDARY ORDINANCE #122

Boundary Ordinance #122 declaring the entire boundary of the City of Basehor as of December 31, 1977 was presented to the Council for the second reading. A. Landauer moved, second by A. Goens to waive the second reading of Ordinance #122 and accept it as written. Five yes-opposed none. Motion carried.

ANNEXATION OF NORTH LAGOONS AND ACCESS ROAD - ORDINANCE #123

Ordinance #123 on annexing the North Lagoon and access road was presented to the Council for the second reading. J. Cook moved, second by A. Goens to waive the second reading of Ordinance #123 and adopt it. Five yes-opposed none. Motion carried.

STREETS & EQUIPMENT:

FUNDS FOR STREET WORK DECIDED

The Mayor stated that it was the time of year for the Council to determine how much money they would have to spend on street work. The Mayor presented some streets he felt should be priorities. They were, Leavenworth Road, west of 155th Street, 142nd Street, 154th Street in Petherbridge Addition, Parallel, west of 155th Street. A. Goens brought up Basehor Street as one street that needed work. J. Cook moved, second by A. Landauer to allow $15,000.00 for street work. Five yes-opposed none. Motion carried. The Council discussed putting priorities on the streets.

153rd TERRACE - PARKING PROBLEM

The Mayor stated that he had several complaints on cars being parked in the street on 153rd Terr. He stated he had a very hard time running the motor grader down 153rd Terr. to clean the snow off the street. He also felt an emergency vehicle would have difficulty getting through. After much discussion it was decided to have the police department notify the people to move their cars off of the street.

REAR TIRES FOR TRACTOR

The Mayor stated the tractor needed new rear tires as there was no tread on the old tires to pull with. There was no action taken.

TRASH TRUCK - COLLISION INSURANCE

The Mayor stated to the Council the amount of insurance on the trash truck so far which totals $273.00. He presented figures to the Council on collision insurance which was $221.00 per year with $1,000.00 deductible and wanted to know if the Council was interested in the coverage. J. Cook moved, second by M. Sterner to accept the higher deductible collision insurance. Five yes-opposed none. Motion carried.

BUNCE TUBE

A. Landauer asked Mr. Martell if there had been anything settled on the Bunce tube. Martell stated he had not been able to get a contractor out to look at it because of the weather.

ADJOURNMENT

J. Cook moved, second by A. Goens to adjourn. The meeting adjourned at 9:10 p.m.

Wilma R. Kibler
City Clerk