

## CITY OF BASEHOR

LEAVENWORTH COUNTY  
BASEHOR, KANSAS 66007

City Council Meeting June 1st, 1976

Council Members Present: Mayor Clarence Worley Council: Anna Mary Landauer,  
Margaret Sterner, John Ebert, Allen Goens and David  
Cochran.Others Present: Doug Waters, City Attorney; Richard Warden, City Treasurer;  
Sylvia Lovvorn, City Clerk; Leo Martell, City Engineer; citizens  
of the community.MINUTES

The minutes were approved after additions and corrections were made.

TREASURERS REPORT

Warden reported on his findings dealing with social security. He stated that the city has never elected to pay social security. Waters stated that this can be done by resolution. Warden also stated that the city can not invest over three to six months, and that this would be at the same rate, at the First State Bank in Tonganoxie. He further stated that with the FSLIC at Citizens Mutual the rate would be  $6\frac{1}{2}\%$  for one year. Warden reported that he had invested \$10,000.00 for 90 days at  $5\frac{1}{4}\%$  in CD's with Citizens Mutual in Basehor. D. Cochran moved to re-invest \$10,000.00 in CD's for 90 days at Citizens Mutual. M. Sterner gave a second to this motion. Following some discussion Cochran withdrew his motion. D. Cochran then made a motion to re-invest \$10,000.00 on June 3rd for 1 (one) year at Citizens Mutual in CD's. A. Landauer gave a second to this motion. Five yes-opposed none. Motion Carried. D. Cochran then moved to invest \$10,000.00 from the checking balance for 90 days in CD's with Citizens Mutual. A. Landauer gave a second to this motion. Five yes-opposed none. Motion Carried. More discussion followed concerning social security. It was decided by council that more investigation will be needed before any action will be taken. J. Ebert then moved to accept the treasurers report and to adopt appropriation Ordinance #109. A. Goens gave a second to this motion. Five yes-opposed none. Motion Carried.

BICENTENNIAL COMMITTEE REQUEST

Sherri Magaha, chairman of the Bicentennial Committee, asked that the council and Mayor be in the parade. Discussion followed with no action or commitment.

BILL TRIEB REQUEST TO SELL FIRE WORKS

Mayor Worley then read a letter from Bill Trieb requesting a permit to sell fireworks in the city. Following much discussion M. Sterner moved this request be denied. A. Landauer gave a second to this motion. Five yes-opposed none. Motion Carried.

ROBERT LANDAUER DRIVE WAY

Waters ask council for action as to the time limit that Robert Landauer will have to put the 12" tube in their private drive way. M. Sterner moved to allow the usual 10 days from receipt of letter to repair private drive. D. Cochran gave a second to this motion. Four yes-1 abstained (Landauer). Motion Carried. Waters then asked council for direction as to the letter to Mr. Landauer. Council felt the wording should be: that a 12" tube will be put in at the private drive within 10 days from receipt of the letter and if not done the city will hire a private contractor to do the job at Landauers expense. Then if this is not paid by Landauer the cost will be added to the tax roll.

WATERS REPORTS ON SMALL CLAIMS FOR DELINQUENT SEWER & SOLID WASTE

Waters reported of the five persons that were issued a summons to appear in court May 17, 1976, four paid before court date. Ebert then asked why these were taken to small claims. Waters stated that he felt that this was a matter of testing the courts. Much discussion followed. Waters then gave the ruling of the court to be: Plaintiff's petition be dismissed, that defendant's counter claim be dismissed, and that the plaintiff be assessed costs of this action. The plaintiff being the City of Basehor and defendant-Dale Stephens. It was also decided that these delinquent accounts should be turned in by September. D. Cochran made a motion that the cut off for delinquent sewer and solid waste

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accounts in the amount of \$20.00 or more per property be certified by the City Clerk and placed on the tax rolls. M. Sterner gave a second to this motion. Five yes--opposed none. Motion Carried. Mrs. Stephens then stood and made a request that their name as property owner be removed from the list that had been turned in. Following discussion D. Cochran moved that nothing be done in regard to the list of delinquents and that it shall stand as presented. M. Sterner gave a second to this motion. Four yes 1-abstention (Ebert). J. Ebert then made a motion that the City of Basehor notify in writing, before any summons be sent on delinquent sewer or trash accounts, owner involved. This motion died for lack of a second.

#### ORDINANCE # 10:REAVIS REPORTS

Reavis reported that all but five of the persons notified to abate the nuisance from their property have complied. Chief Reavis was directed to have these cleaned up. Waters stated after the property owner has been notified the City can remove the nuisance from the property. Discussion followed concerning the wording in Ordinance #10 concerning (junk cars and unlicensed cars). Since the ordinance does not clearly spell out this matter, it was decided that this ordinance will be reviewed by council. Mayor Worley asked Reavis if he was able to find out how we can stop the big trucks from coming into Basehor and turning around when they have been given a ticket by the Highway Partol. Reavis said he had talked to the Highway Patrol and they will notify the City. This was directed to be put on the July agenda. Reavis also stated that more gas in needed. M. Sterner moved to purchase more gas. This motion was given a second by A. Landauer. Five yes--opposed none. Motion Carried.

#### ANIMAL CONTROL

Council then considered three requests to keep more than two dogs. Inspection reports were passed around to the council members. These inspections were made by the animal control officer. They were then considered one at a time: John Weaver--A. Goens moved this request be approved. M. Sterner gave a second to this motion. Motion Carried. Norman O'Neal--A. Goens moved approval of this request. J. Ebert gave a second to this motion. Five yes--opposed none. Motion Carried. James Noeth--A. Landauer moved approval of this request. M. Sterner gave a second to this motion. Five yes--opposed none. Motion Carried. Discussion followed concerning Dr. Andrews selling city tags. It was decided that he was to sell city tags only for dogs that had been impounded.

#### ELEVIER SR. APPEARS TO DISCUSS WATER DAMAGE

Mr. Gerald H. Elevier appeared to discuss damage to his property done by water coming from a water way which is the responsibility of the city. Mayor told Mr. Elevier that this council was not aware of the problem because he had never brought it before them. Elevier said he had told Barney years ago about it. Mayor Worley stated, now that the council is aware of the problem it will be looked into. Cochran stated that he had asked the clerk to put Mr. Elevier on the agenda, but this was not done. Mr. Elevier stated that his attorney was George Thomas. City Engineer, Leo Martell reported on the matter. His visit to the site shows where water is coming from two area's. Waters will investigate and asked Elevier to instruct his attorney to get in touch with him. Waters will report to council at their next regular meeting.

#### BIDS FOR ROAD REPAIR CONSIDERED

Bids were mailed to three contractors: Hamm, Harbour and Seal-O-Matic. According to Martell, Hamm did receive the bid but was overloaded and did not need the work and Seal-O-Matic did not respond. Harbour Brothers Construction's bid was accepted. J. Ebert moved second given by M. Sterner that the limited amount spent on this project be \$13,000.00. Five yes--opposed none. Motion Carried. Council then set a time to view the streets with City Engineer and Harbour. The date set for this meeting was June 12th at 9:00 a.m. J. Novak asked if this full amount will be spent on these four streets. Mayor answered yes. Martell presented the final cost of the lateral maps to be \$4,750.00 stating any errors will be corrected without charge.

REVENUE SHARING CONSIDERED

D. Cochran moved to publish ~~the~~ proposed use report for Revenue Sharing in the amount of \$2,465.00 for public safety. J. Ebert gave a second to this motion. Five yes-opposed none. Motion Carried.

POLICE INSURANCE RENEWED

D. Cochran moved that the insurance for the police insurance be renewed. M. Sterner gave a second to this motion. Five yes-opposed none. Motion Carried.

At this point D. Cochran moved to recess this meeting until June 4th 7:30 at the City Offices. M. Sterner gave a second to this motion. Five yes-opposed none. Motion Carried.

*Sylvia Lovvorn*  
Sylvia Lovvorn  
City Clerk