

CITY OF BASEHOR  
LEAVENWORTH COUNTY  
BASEHOR, KANSAS 66007

SCANNED

3-23-07 CA

City Council Meeting January 6, 1976

Council Members Present: Mayor Clarence Worley, Council-David Cochran,  
John Ebert, Margaret Sterner, Anna Mary Landauer.

Others Present: Doug Waters, City Attorney; Richard Warden, City Treasurer;  
Sylvia Lovvorn, City Clerk; Leo Martell, City Engineer;  
Raymond Godard, City Inspector; citizens of the community.

Mayor called the meeting to order.

MINUTES APPROVED

Minutes were approved as printed.

TREASURERS REPORT

Treasurer Warden stated that there were three bills that came in too late for the printing of the report and ask Council if they wished the report changed and that these bills be paid this month. Also asked council if they wished to send a final pay off on the city's radar in the amount of \$297.05. Motion by M. Sterner second by D. Cochran to pay the radar off and to allow the two other bills in the amount of \$6.00 and \$22.20 which would change the report. Four yes-opposed none. Motion Carried. D. Cochran then moved investments from Idle Funds to be: \$10,000.00 for 90 day CD at the First State Bank in Tonganoxie to be immediately, \$10,000.00 for 90 day CD with Citizens Mutual in Basehor on the 8th of January, and \$10,000.00 for 90 day CD with Citizens Mutual in Basehoe on the 9th of January. A. Landauer gave a second to the motion. Four yes-opposed none. Motion Carried. M. Sterner moved to begin a sinking fund with the Idle Funds interest in the amount of \$572.50. A. Landauer gave a second to this motion. Four yes-opposed none. Motion Carried. D. Cochran moved to accept the treasurers report and adopt appropriation Ordinance #104. M. Sterner gave a second to this motion. Four yes-opposed none. Motion Carried.

MOORE REQUEST TO SELL BEER OVER THE COUNTER

Mayor Worley read a letter of request from Marilyn M. Moore, owner and operator of the Snak Shack located in the Daniel Shopping Center. Mrs. Moore is asking to be allowed to sell, for consumption, 3.2% beer at the Rusty Q. also located in the Daniel's Shopping Center. Attorney Waters called attention to Ordinance #81, Section #12, dealing with alcoholic liquor. Discussion followed with the decision that 3.2% beer is not classed as alcoholic liquor. Mr. Moore addressed council stating that the parking lot at Daniel's Center is full of young people on Friday and Saturday nights and he felt this would provide a better atmosphere and give them a place to go. At this point Sherri Magaha was ask if she would go to the city office and bring back the Kansas Statutes Annotated, volume #3. The meeting continued.

KEMLER REQUEST TO KEEP FOUR SMALL DOGS

Written request from Orma Kemler to be allowed to keep four dogs was noted. Mayor Worley then read a letter from Ben Boyer of the Leavenworth City-County Health Department concerning a visit made to the property of Orma Kemler on January 6, 1976 stating the conditions found and what Mr. Kemler agreed to do to clean his property up, also stating another inspection would be made January 9, 1976 by the Health Department. Following much discussion M. Sterner moved no action be taken until the Health Department reports their final findings. D. Cochran gave a second to this motion. Four yes-opposed none. Motion Carried.

CHILES REPRESENTING KIWANIS ASKING MAYOR TO APPOINT BICENTENNIAL COMMITTEE

Mr. Chuck Chiles appeared representing the Basehor Kiwanis and asking the Mayor to consider appointing a Bicentennial committee to organize some kind of celebration for the City of Basehor. Following some discussion Mayor Worley appointed Sherri Magaha as chairman. Others appointed were: Tina Christoff, Naomi Klinkenburg, Lee Lunceford and Joe Nick.

unapproved

council minutes continued January 6, 1976

Mrs. Magaha was directed to inquire as to whether or not the people named will serve and report back to the City Council. 5<-2-3-76

MAYOR PRESENTED NOVAK PETITION

Mayor Worley informed council of a petition that had been presented to him concerning the appointment of John Novak for council position now open. Mayor Worley stated that there were 76 signatures to the petition and directed the city clerk to see that the petition is filed in the city offices.

SOLID WASTE CONTRACT SIGNED

Discussion concerning the signing of the solid waste contract involved some correction to the contract which Attorney Waters was directed to make. A. Landauer moved second by J. Ebert that the corrected contract be accepted and signed. Four yes-opposed none. Motion Carried.

LETTER FROM HIGGINS CONCERNING NICK PROPERTY

The letter concerning the heirs claim to property sold to the city and owned by Bill Nick was read. Waters felt some reply should be given. After some discussion A. Landauer moved to direct Attorney Waters to reply to the letter. M. Sterner gave a second to this motion. Four yes-opposed none. Motion Carried.

COMMERCIAL & PRIVATE HAULERS PERMIT

Waters presented a proposed form to be approved for use by the city for Commercial Haulers or private persons wishing to haul their own trash. Following some additions approved by council the clerk was directed to make these additions and advise the Commercial Haulers that the forms were now available. Also due to the forms being unavailable January 1st, council agreed to give the commercial haulers until February 1, 1976 to comply.

BOUNDRY ORDINANCE CONSIDERED

Waters presented the boundry ordinance for the City of Basehor to comply with K.S. A. 12-517. No action was taken here.

MAYOR READ LETTER FROM CITIZENS CONCERNING CULVERT 155th & CEDAR

Mayor Worley read a letter signed by several citizens concerning a culvert on 155th St. and Cedar. Following discussion Mayor Worley stated that he would look into the matter.

REAVIS REPORTS

Chief of Police, Earl Reavis brought several things to the attention of the council: speed limit needs to be lowered to 30 miles per hour on 155th St. in the Meyer's and Poupirt additions, minimum wage for city employees should be \$2.20 per hour and asking for back pay for Reserve Police of 10¢ per hour to August 15, 1975-Waters will check the wage laws, also stated that the resuscitator for the City Police car will cost \$182.50 and finished his report by stating that Joe Daniels Jr. has offered housing for an ambulance to the County.

MOORE REQUEST REOPENED ON BEER BEING SOLD AT THE RUSTY Q

Waters read K.S.A. 41-2703 which seemed to bar the Moore's from an application to sell beer since they are not a resident of the county. Following discussion Waters agreed to go over the matter with the Moore's at a later date. 5<-2-3-76

MARTELL REPORTS

Leo Martell, City Engineer, made a lengthy report concerning several matters. He stated he will write KPL concerning the power poles at lagoon site's for the flow meters. Also that a drawing for the flow meters will be presented at the February meeting. Much discussion followed concerning the Federal Grant for the feasibility study. Martell stated that he will have very accurate information concerning the study at the next meeting. J. Ebert moved we make application for the study grant. A. Landauer gave a second to this motion. Four yes-opposed none. Motion Carried. Martell further stated that a resolution must be signed before the grant can be filed and that he will present this at the next meeting. He gave a report on the progress of the new sewer maps stating they are now under construction and asking council approval for some needed field time to complete them. A. Landauer moved to allow the needed field time to prepare the new sewer maps. J. Ebert gave a second to this motion. Four yes-opposed none. Motion Carried.

RAY GODARD REPORTS

Ray Godard, City Inspector, reported on his findings on rebuilding the lift pump. Discussion followed with council decision to table the matter for the present. Godard went on to say the muskrat problem was under control. He asked for an inspection of a manhole west of Mr. Farris Roberts. Mayor Worley agreed to inspect the manhole.

VAN CLEAVE REPORTS

The December Municipal Court report was read and consisted of three citations in the amount of \$43.50.

CLERK REQUEST TIME TO ATTEND CITY CLERK WORKSHOP

Sylvia Lovvorn, City Clerk, made a request for three days off to attend the February workshop for Municipal Clerk's and Finance Officers to be held at the Ramada Inn in Lawrence. Discussion followed with D. Cochran making a motion to allow clerk time off to attend and pay someone to come in and answer the phone during the clerk's absence. M. Sterner gave a second to this motion. Four yes-opposed none. Motion Carried. D. Cochran further moved that the fee of \$35.00 for the workshop be paid by the city. M. Sterner gave a second to this motion. Due to confusion of the vote Mayor Worley directed the clerk to poll the council: A. Landauer-no, M. Sterner=yes, J. Ebert-no, D. Cochran=yes. With a 2-yes & 2-no vote the Mayor was called upon to break the tie which he did with a vote of yes. Motion ended with three yes and two no. Motion Carried.

COUPON BOOK FOR PAPER FOR COPY MACHINE

Discussion followed with a motion from A. Landauer to purchase a coupon book for copy paper. M. Sterner gave a second to this motion. Four yes-opposed none. Motion Carried.

MINIMUM WAGE FOR CITY EMPLOYEES

D. Cochran moved to pay effective January 1, 1976 minimum wage to all city employees that are on an hourly wage. A. Landauer gave a second to this motion. Four yes-opposed none. Motion Carried. Cochran will look into paying back pay to the reserve police.

LOSCALZO RESIGNATION VOTE

D. Cochran moved that the council accept the resignation from the City Council submitted by Anthony LoScalzo. J. Ebert gave a second to this motion. Four yes-opposed none. Motion Carried.

GOENS RESIGNS FROM PLANNING COMMISSION

Mayor Worley then read the resignation of Allen Goens from the Planning Commission. D. Cochran moved this resignation be accepted. Four yes-opposed none. Motion Carried.

MAYOR RECOMMENDS GOENS TO FILL VACANCY ON CITY COUNCIL

Mayor Worley then submitted the name of Allen Goens to serve on the City Council to fill the vacancy left by LoScalzo's resignation. D. Cochran moved this appointment be accepted. M. Sterner gave this motion a second. At this point Councilman John Ebert requested the vote be taken by ballot. Mayor Worley then read the ballots: yes-yes-no-yes, making the vote three yes-opposed one, Motion Carried.

MAYOR RECOMMENDS JAMES A. COOK TO SERVE ON PLANNING COMMISSION

Mayor Worley then submitted the name of James A. Cook to serve on the Planning Commission to fill the vacancy left by Allen Goens. M. Sterner made a motion to accept this recommendation with a second from D. Cochran. Four yes-opposed none. Motion Carried.

MAYOR RECOMMENDS ROGER BRANDT TO SERVE ON PLANNING COMMISSION

Mayor Worley then submitted the name of Roger Brandt to serve on the Planning Commission to finish the term held by Jim McClurg. John Ebert questioned the legality of Brandt serving on the Planning Commission since he is now an elected member of the Fairmount Township Board. D. Cochran moved approval of this appointment pending Waters checking into the legal aspect of this situation. A. Landauer gave a second to this motion. Four yes-opposed none. Motion Carried.

REMOVAL OF JIM MCCLURG FROM PLANNING COMMISSION

D. Cochran moved approval of the Mayor's removal of Jim McClurg from the Planning Commission due to lack of attendance. M. Sterner gave a second to this motion.

Four yes-opposed none. Motion Carried.

Cochran left the meeting at 9:55

ANIMAL CONTROL CONTRACT

Mayor Worley then phoned Mrs. Robert Gabel to come back to the meeting to discuss the possibility of her taking the animal control contract. Upon her return discussion followed with Mrs. Gabel agreeing to contact Animal Kind and get some information as to what she would charge the city, what she would need in the way of equipment and training needed. This matter was directed to be placed on the February agenda.

BOUNDRY ORDINANCE AGAIN CONSIDERED

M. Sterner moved to accept the boundry ordinance on the first reading. A. Landauer gave a second to this motion. Three yes-opposed none. Motion Carried. Clerk was ask to mail a copy of this ordinance to the City Engineer.

STREET NUMBERING STUDY REPEATED

A. Landauer presented a map, prepared by she and M. Sterner, of the Rickel #4 addition. Sterner felt that this should be returned to the Planning Commission for more information and current maps. Following much discussion the clerk was directed to write the Planning Commission asking their help in reviewing and updating the house numbering system.

ANIMAL CONTROL INC. RESIGNATION

Mayor Worley then read the resignation of Animal Control, owned by Bob Dunham. Following some discussion M. Sterner moved to accept their resignation as soon as the Police Commission cards, they were issued, have been returned to the city. J. Ebert gave a second to this motion. Three yes-opposed none. Motion Carried.

Mayor then directed the clerk to contact James A. Cook and notify him of his appointment and issue him an oath of office at the city offices.

LANDAUER TO WELCOME NEW RESIDENTS

A. Landauer stated she had contacted the sewer billing clerk, Virginia Williams, as to a list of new people moving into Basehor. Landauer stated she felt it would be nice to welcome them to our town. Mayor and Council agreed this would be a very worth while idea.

There being no further business this meeting was adjourned with a motion from J. Ebert and a second from M. Sterner.

  
Sylvia Lovvorn  
City Clerk