

CITY OF BASEHOR

LEAVENWORTH COUNTY
BASEHOR, KANSAS 66007

~~unapproved~~
City Council Meeting February 4, 1975

Council Members Present: Mayor Eberth, Councilmen-Clarence Worley, David Cochran, John Ebert, Anthony LoScalzo, John Novak.

Others Present: John Murray, City Attorney; Richard Warden, City Treasurer; Sylvia Lovvorn, City Clerk; Leo Martell, City Engineer; Earl Reavis, Chief of Police; Bert Barnes-rep of Solid waste Inc; citizens of the community.

Minutes of the January 7th meeting was considered as printed. At this point Novak made an insertion request concerning the petitions presented to council by A.K. Mussett at the special meeting of council held December 18, 1974. Councilman Ebert then read the insertion " I would like to make a matter of record the following--At the December 18, 1974 special meeting of the City Council A.K. Mussett made a presentation of 5 petitions from citizens stating "the present garbage disposal was ample". Council reviewed the petitions. A.K. Mussett then asked that these petitions be returned to him. These petitions in fact were returned to Mr. Mussett at the meeting December 18, 1974 thus are not on file in the city officers. Minutes were then approved as per insertion.

TREASURER'S REPORT

The treasurers report was then considered. Copies of the report were not available to council and mayor due to a problem with the copy machine. For this reason this report was passed to each councilman for consideration and this meeting continued with report to be acted upon later in the meeting.

SPECIAL PERMIT-trailor

A special permit application from James Hoffman was presented for renewal. This permit involves a mobile home for his mother who is physically and mentally dependant upon him. LoScalzo moved second by Ebert that this renewal for special permit be allowed. Five yes-no opposed. Motion Carried.

FAIRMOUNT TOWNSHIP FIRE DEPARTMENT PROPOSAL

Richard Warden, President of the Fairmount Township Fire Department, made the presentation of proposal. Their proposal was to designate the old fire truck as a city fire truck, the township would retain ownership and would man the truck in case of a fire within the city. He further stated to meet state requirments there must be 1000 ft of 2 $\frac{1}{2}$ " hose and in order to meet this requirment the township needs eight or nine hundred feet more hose. The township would then propose that the city could buy the needed hose with maintance and fuel cost to be shared by the township and city which would allow the old fire truck to then be designated as a city fire truck. Warden went on to say if this was agreeable with the council and such a contract could be worked out between the two factions it would lower the insurance rate for home owners in the City of Basehor. Much discussion followed with Councilman LoScalzo suggesting that Attorney Murray compile all the facts and prepare a contract to be considered by council at the March meeting. A meeting will then be held with the Township Fire Department and the City Council. Township will notify council of the meeting date.

SCANNED

3-23-07 *st*

PUBLIC OPPORTUNITY

Jim Cook appeared and made a presentation for a group of citizens protesting the Solid Waste program. Much discussion followed with several citizens being heard from. Complaints ranged from "we have always hauled our own, to, the senior citizens does not have trash". Attorney Murray stated at one point that if the council wished to make exemptions they can. Bert Barnes, Rep of Solid Waste, Inc. stated that their contract allowed only 5 acre or more to be exempt, and that if the city choses to exempt the senior citizens the city will have to pay the difference to comply with the contract. Barnes further stated that no vacant house will be billed to the city. Mrs. Naomi Klinkenberg sighted two discrepancies in the letter mailed to all residences of Basehor. The first was the precentage of penalty for non-payment of solid waste service and the second was the length of tree limbs. Murray then spoke to the people asking why they did not appear to express themselves to the council several months ago when this issue was being discussed and before the city had legally entered into contract with Solid Waste Inc. Novak then moved to exempt all 5 acre or more tracts and the senior citizens from Solid Waste pick-up. There was no second to this motion. LoScalzo suggested more discussion on this motion.

ORDINANCE #96

Murray then gave the first reading of Ordinance #96, an ordinance amending section 17 of Ordinance #94. This amendment changed the monthly charge of solid waste from \$3.50 to \$3.20 per month and providing that any non-payment of solid waste may be added to the tax roll. LoScalzo moved second by Cochran that this ordinance be accepted on the first reading. Five-yes-opposed none. Motion Carried. Murray then gave the second and final reading of Ordinance #96. LoScalzo moved an emergency be declared and Ordinance #96 be adopted on the second and final reading. Cochran second this motion. Five-yes-opposed none. Motion Carried

MEETING SET FOR SOLID WASTE DISCUSSION

Bert Barnes stated that he would be interested in meeting with the council and members of the citizens group to discuss solid waste and work out any problems with them. Mayor asked if 3 people could be selected from the citizens group to meet with the council and solid waste, this meeting was set for February 13, 7:30 at the Township Hall. +

A.K. Mussett then passed out written conditions from the citizens to the council and mayor.

TREASURERS REPORT

The Treasurers report then considered. Reavis was asked to notify the mayor when the police department needed to order more gas for the tank. Cochran moved second by Novak an investment of \$10,000.00 in CD's for 90 days and a re-investment of \$20,000.00 in CD's for 90 days to be at the First State Bank in Tonganoxie, Kansas. Five yes-opposed none. Motion Carried. LoScalzo moved second by Ebert that the treasurer's report be approved and that appropriation ordinance #93 be adopted as viewed by council. Five-yes-opposed none. Motion Carried.

REAVIS--POLICE

Reavis presented printed copies of the new rules and regulations for the Basehor Police Department to the council for their consideration. Council took them under advisement and ask that this be a matter for the March agenda. Chief Reavis then ask for council's approval of appointment for two new reserve officers Harold Kocher and Charles Willis. Novak moved second by Ebert that these appointments be approved. Five-yes-opposed none. Motion Carried. The City Clerk then administrated the Oath of Office and the swaring in of the two new reserve officers. Cochran moved second by Ebert that the Chief be authorized to outfit with uniforms the new officers at a cost not exceed \$385.00. Five-yes-opposed none. Motion Carried.

MUNICIPAL JUDGE PRO TEM

Mayor Eberth asked Robert Van Cleave if he would be willing to serve as Municipal Judge pro tem. Van Cleave replied he would discuss this matter with his wife and let the mayor know his answer.

LEO MARTELL --CITY ENGINEER

Martell reported the contracts for Rickel #4 are in order. Also stated that he had checked with the State Health Department since the permits for Rickel #4 was 1½ years old and the State replied they will allow these permits as is. Martell went on to report on the grant application for sewer study stating in reviewing what is needed in making an application using the list of items to be covered based on literature submitted by E.P.A. to complete this report the total cost of study would be \$18,200.00 with the government paying 3/4. This would be the top price however, we would work on a cost plus basis. When ask what the result of the study would be Leo replied a recommendation from my firm as to how the city should handle waste. Further stating that the state has agreed to help formulate the last step. Cochran requested a written proposal from Leo concerning the study. Leo agreed to construct and mail to council prior to the March meeting such a contract. Mayor will then call a discussion meeting with the engineer and council.

ANIMAL CONTROL OFFICER

Murray had spoken to Mr. Harry Zacharias and reported his remarks. Mr. Zacharias and his son Frank would agree to pick up and deliever stray dogs to the Leavenworth animal shelter at a cost to the city of \$12.50 per dog. Following discussion Mayor Eberth was ask to communicate with Zacharias to see if this \$12.50 charge per dog regardless of the number of dogs taken at one time. LoScalzo moved second by Novak that this action be taken. Four-yes-opposed none. Motion Carried.

Cochran left the meeting at 10:10 and before the vote was taken on the animal control matter.

ORDINANCE #97

Murray gave the first reading of Ordinance #97, an ordinance providing salarias of city officals. Novak moved second by LoScalzo that this ordinance be accepted on the first reading. Four-yes-opposed none. Motion Carried. Murray then gave the second reading of Ordinance #97. LoScalzo moved an emergency be declared and this ordinance be adopted on the second and final reading. Four-yes-opposed none. Motion Carried.

LETTER FROM MURRAY TO ANCHOR SAVINGS & LOAN

Mayor then read a letter written by John Murray to Anchor Savings & Loan concerning the building permits for the Rickel #4 Subdivision stating when all subdivision regulations have been met and all improvements are complete and approved by the City Engineer, Leo Martell, permits will then be issued by the city.

INS RIDER FOR CITY TREASURER

Approval for Mayor Eberth to sign insurance bond rider for the city treasurer was given by a motion from Novak second by Ebert. Four-yes-opposed none. Motion Carried.

SIDEWALK DISCUSSION

Ebert stated the Basehor Lion's have agreed to donate some labor but were still in question about a money donation. Cochran had left the meeting so no report was given from the Kiwanis. Novak moved that the city spend \$500.00 to help build the sidewalk. There was no second to this motion. Worley moved second by LoScalzo that the city accept written bids to have the sidewalk built. Three-yes-Ebert abstained from the vote. Motion Carried.

CULVERT ON 155th & LEAVENWORTH ROAD

It was stated that this matter has been taken care of.

OCCUPATION PERMITS

This matter was tabled.

DICK HAYES-CITY ROCK

Mayor ask city clerk if Mr. Hayes had paid for the rock he had been billed for? Clerk replied no. Discussion followed with the city clerk being directed to contact Mr. Hayes and inform him that this must be paid, also the street must be put back in it's original condition with patch and rock. This location was on 156th Terrace. The above mentioned to be at his expense and done within 10 days or there will be a claim against the plumbing bond made by the city.

PLANNING COMMISSION MEMBER APPOINTED

Mayor Eberth submitted the name of Anna Jean Breuer to replace Dwight Wheelan, who has moved from the area, on the planning commission. This term to expire Aug 1975. Council then voted by ballot with four yes & no opposed.

MAINTANCE AGREEMENT FOR COPY MACHINE

Discussion followed concerning the renewal of maintance contract with Modern Business machine for the Savin 200. Lovvorn informed council Nancy Crow of Modern had quoted a price of \$135.00 for the year. Novak moved second by Ebert this agreement shall be entered into for a sum of \$135.00 with the time of contract to be 2-13-75 to 2-13-76. Four yes-opposed none. Motion Carried.

PARKING ON CITY STREETS

Much discussion followed concerning the parking of cars on city streets. LoScalzo stated that the parking on Leavenworth Rd near the Catholic Church could cause a problem in case of a fire. Murray stated that signs could be used that would read FIRE LANE. School buses parking on city streets was discussed with the clerk being instructed to write the owner of the buses Mr. Lunsford informing him of the situation.

This meeting was adjourned at 11:15

Sylvia Lovvorn
City Clerk