

CITY OF BASEHOR

LEAVENWORTH COUNTY
BASEHOR, KANSAS 66007

Council Meeting June 4th 1974

Council Members Present: Mayor Eberth, Councilman-Clarence Worley, David Cochran, Tony LoScalzo, John Ebert and John Novak.
Others Present; John Murray, City Attorney; Richard Warden, City Treasurer; Sylvia Lovvorn, City Clerk; Harry Zacharias, Animal Control Officer; Ken Novo-Gradac, City Inspector; Robert Raines, Chairman of the Planning Commission.

Meeting was called to order by Mayor Eberth. Minutes of the regular meeting May 7th, 1974 and a special meeting May 18, 1974 were approved as printed.

Treasurers report was presented. Discussion followed. Mayor questioned Council as to street maintenance procedure. Mayor's question was, "Do I have the authority or not? ~~I feel we must serve the majority, not the special interest groups.~~" LoScalzo stated "according to the minutes you have the authority up to a certain amount." No further discussion took place. Mayor then asked for further discussion concerning the treasurers report. Further investments were discussed. Motion By Cochran second by Novak to re-invest \$20,000.00 in Treasurer Bills for 90 days. 5-yes-opposed none. Motion Carried. LoScalzo then moved second by Ebert approval of appropriation Ordinance #85. 5-yes-opposed none. Motion Carried. 7-2-74

Discussion followed concerning Orma Kemler. Zacharias stated that the neighbors are complaining about dogs barking and becoming a nuisance because there are so many dogs. Zacharias further stated that he felt they are receiving inhumane treatment. Murray stated that a complaint could be filed. Council directed that Kemler must first be declared a nuisance. Mayor stated he would sign a complaint. No action was taken.

Murray then presented his findings concerning the complaint made by Mr. William Nick-road access to the North lagoon. Discussion followed. Murray stated Mr. Nick had been informed of the council meeting date and was ask to prepare a damage figure. None has been received at this time. Bruce Browne suggested no action until Nick presents his claim in writing. No action was taken.

Discussion concerning the Joe Daniels request for a sewer benefit district in South Basehor. At this point Murray recommended the city undertake a feasibility study of the sewer district. This study to include 170 acres from Parallel to Highway 24-40. Murray further stated that he had prepared and mailed copies of a petition concerning such a benefit district to Mr. Daniels stating that a majority of the owners of the property (51%) must sign. It was stated that the Rickel trust owns most of this property. Bruce Browne proposed to do such a study for the fee of \$500.00 plus engineering on the job should this district be developed. Also stated that a EPA grant could be had which would pay 75% and that when such a petition comes to the City, sewer service must be provided them. He went on to say that the \$500.00 would allow him to find out what the city can do and what is most desirable. Browne further stated that he felt that the June 30, 1977 date now set by EPA would not only be extended but amended as well. Possible aeration of lagoons was then discussed. Browne stated that cost for each lagoon would be around \$10,000.00 each plus at least \$500.00 per month to Kansas Power and Light for power used to operate the motors. Novak suggested a special meeting be called to discuss with Browne, Attorney Murray and Joe Daniels. Cochran suggested that no action be taken until the Daniels petition is presented. Murray stated he will notify the Mayor when the petition is presented to him and a date for a special meeting can then be set.

SCANNED

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Council then read fee schedule submitted by Leo Martell asking to be considered as City Engineer. Also considered a fee schedule submitted by Bruce Browne asking to be considered as City Engineer. LoScalzo asked that the matter be tabled for further study.

Orma Kemler entered. Mayor stated to Mr. Kemler that he had agreed to sign a complaint concerning his dog barking. Mr. Kemler stated that he knew that his dogs did bark. At this point Mayor Eberth ask Mr. Kemler to stay after the meeting to discuss the situation. Mr. Kemler agreed to stay.

Nonv-Gradac, building inspector, presented a request for a building permit from Victor Dyerson. Novo-Gradac asked for council to deny the permit since it would constitute the construction of a foundation of cement blocks and since the property in question is on 155th Street, he felt it was too near the street. Council agreed that denial should be allowed due to the location of the property.

Ordinance #94, an ordinance concerning the collection of refuse was considered. A letter from Murray was discussed INRE: Senate Bill 750 which allows cities to levy ad valorem tax for the purpose of providing disposal of solid waste. Discussion followed with council's decision not to add refuse billing to the tax roll. Also agreeing the sewer and refuse collection should be added to the same billing system and on a monthly basis. LoScalzo moved second by Novak that both sewer and refuse billing be done together and on a monthly basis. 5-yes-opposed none. Motion Carried.

Mayor then appointed Richard Warden temporary sewer billing clerk. LoScalzo moved second by Ebert this appointment be allowed. 5-yes-opposed none. Motion Carried.

Ordinance #94, was given the second reading. Council directed a change to be made in Section 19 to read; charges to be on sewer or separate bill. Ebert moved second by Cochran this ordinance be adopted as changed. 5-yes-opposed none. Motion Carried.

Novak introduced Mr. Welker and Mr. Martin representatives from the Mid-American Regional Council. There was much discussion as to the function of the MARC Council with questions and answers following. Mr. Welker recommended a comprehensive plan for Basehor would be very helpful.

Councilman Worley left the meeting at 10:10.

Merle Mathia appeared asking for weeds to be cut west of his property, also asking that the large amount of dirt on the south side of Elm on 155th St. is unsafe and should be lowered. Council then discussed the matter and directed the clerk to write the property owners asking that these conditions be corrected.

Discussion followed concerning the Meyer Dairy revenue bonds. Murray stated that this does not change the situation toward annexation as far as Basehor is concerned, should Basehor consider annexation in the area of the dairy. The Mayor then read a letter from the Mayor of Leavenworth, Benjamin H. Day, concerning a rumor that the Regional Planner, Bob Hrabak initiated the action of the Meyer Dairy request for Industrial Revenue Bonds from the City of Leavenworth. Further stating "This is not true". Continuing "We were approached by the Meyer brothers "Spike & Swede".

Cochran moved LoScalzo second to authorize the City Clerk to collect the \$30.00 charge now being imposed by the Leavenworth City-County Health Department for the inspection of sewer lateral lines on private property. The clerk was directed to

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have the party applying, make the \$30.00 check payable to the Leavenworth City-County Health Department. 4-yes-opposed none. Motion Carried.

The Planned Use Report-General Revenue Sharing-fifth entitlement period was considered. LoScalzo moved second by Novak this report be approved. 4-yes-opposed-none. Motion Carried.

Ebert asked for authorization to purchase 20 new posts and 12 speed signs plus a crossing stop sign. Novak moved second by Ebert this purchase be allowed. 4-yes-opposed none. Motion Carried.

Letter dated May 23, 1974 from the Kansas State Department of Health-RE: Kansas Water Pollution Control Permit, was read to the council. Murray suggested a sample shall be sent. Clerk was directed to contact Ben Boyer of the Leavenworth City-County Health Department to ask for assistance in this matter.

Budget meeting was set for July 15, 1974, 8:00 at the Sentinel building.

Mayor was authorized to secure Mr. Pine to do the weed cutting for the City.

Councilman Ebert ask for a clarification of agenda procedure. Discussion followed.

There being no further business, this meeting was adjourned.


Sylvia Lovvorn
City Clerk