

CITY OF BASEHOR

LEAVENWORTH COUNTY

BASEHOR, KANSAS 66007

Council Meeting

May 4, 1971

Council Members Present: Bernard Eberth, Mayor; Councilmen Farris Roberts, David Cochran, Clarence Worley, John Ebert, and Anthony LoScalzo.

Others Present: Charles Newman, City Clerk; Richard Warden, City Treasurer; John Murray, City Attorney; W. E. Mickey, Mgr. KP&L; and citizens of the community.

The meeting was called to order by Mayor-Elect Eberth who stated that the first order of business was swearing-in the newly elected Mayor and Councilmen by the City Clerk.

Following the swearing-in of the elected officials, Mayor Eberth made the appointment of the City Officers for the coming year.

Chief of Police - Cecil Swope
Municipal Judge - William Franklin
City Treasurer - Richard Warden
City Clerk - Charles Newman
City Attorney - John Murray
City Inspector - Connie Crocker

Farris Roberts, in commenting on the appointments, suggested that a list of the duties of the City Inspector be determined and placed in writing. Mayor Eberth withdrew the name of Connie Crocker as City Inspector until the duties of the office could be finalized and put in writing.

LoScalzo then moved, seconded by Cochran, that the appointments of the City officials named by Mayor Eberth be accepted by the Council. Five votes yes; no votes opposed. Motion carried.

The minutes of the previous Council meeting of April 7, 1971, were read and approved.

The Treasurer's report was read by Warden. LoScalzo moved, seconded by Worley, that the report be accepted and appropriation ordinance #48 be approved. Five votes yes; no votes opposed. Motion carried.

As a matter of clarifying a point in the treasurer's report, Roberts stated that the Basehor Lumber Company refused to sell to the City without a city purchase order the cement with which to install the street sign posts. In order to prevent a delay in installing the posts, Roberts personally paid for the cement and submitted the bill to the City for payment. Cochran moved, seconded by Ebert, that the \$45.43 spent by Roberts for cement be approved. Five votes yes; no votes opposed. Motion carried.

W. E. Mickey commented on the street lighting plan he had submitted to the City for updating the existing system. He stated that the plan could be accomplished

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over a period of time and as the city budget would permit. Mr. Mickey asked that the City advise him by letter when any portion of the street lighting plan is to be updated.

As had been authorized at the last meeting, City Attorney Murray had prepared a sewer tapping fee ordinance and submitted it to the Council for their consideration. The Council members discussed at some length the ordinance and questions relating to the cost of the sewer collection system and the sewer outfall system. It was felt that more definite facts were needed from the Engineer, Bruce Browne, before a definite decision could be made regarding the tapping fee ordinance.

The question of delinquent connections to the sewer was brought up for discussion. Murray pointed out that individuals who are delinquent would be placed on the delinquent tax rolls and such assessment due would be added to their taxes.

Mayor Eberth asked A. K. Mussett when he would have his rental house, which is located across from the fire station, connected to the sewer. Mussett stated that the construction of the main line was about completed and he would have the house connected in a day or two. Also the question on Mr. Mussett's personal residence being in or out of the sewer district was tabled until further information on its exact location was obtained from Engineer Bruce Browne.

Following a discussion of the street and property numbering in the City of Basehor, Worley moved, seconded by LoScalzo, that Ordinance #41, an ordinance requiring all houses in the City of Basehor to be numbered, be adopted on the first reading. Five votes yes; no votes opposed. Motion carried.

In reply to a question by A. K. Mussett about a fence line destroyed during the sewer construction, Mayor Eberth suggested that Mussett and the other property owner, Bernard Eberth, get together and agree on the placement of the fence line and the City would pay for the replacement of the fence posts.

A letter from the City Planning Commission regarding the request by W. C. Rickel to rezone Lot 4, Block 2, Lot 14 & 15, Block 3, Rickel's Subdivision from single family residence to two family residence, was read. Due to the majority of adjacent property owners voicing opposition to the rezoning, Mr. Rickel withdrew the request.

City Attorney Murray submitted an ordinance apportioning and levying assessments for the purpose of paying the cost of construction of the lateral sewer districts to the Council. The total appraised value of the property in the sewer districts was \$713,700.00. This would make the cost of the sewer assessment approximately \$265.50 per \$1,000.00 valuation if paid off immediately and not carried over the 20 year period. Due to opposition voiced by patrons of the community, no action toward adoption of the ordinance was taken.

Charles Carmitchel, acting as spokesman and representing approximately twenty patrons of the City who are against the sewer assessment procedures, asked the Council to grant a hearing to discuss the assessment. It was

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agreed that the Council would meet Saturday, May 8, 1971, with the appraisers who would update the new Council members on the procedures that were used in the sewer appraisement.

City Attorney Murray suggested that before a special meeting is called each individual property owner submit in writing the specific details of his complaint. Further action on the sewer appraisement problem was tabled until after the Council meets May 8, 1971.

Councilmen Ebert and Roberts volunteered to head a committee to study the traffic patterns and related problems within the City. Such study would include the use of stop signs, yield signs, school warning signs at appropriate intersections, and the paving of streets and overnight parking on the City streets. In addition to the two councilmen it was suggested additional members of the committee be one individual from the City Planning Commission and a citizen of the community.

Because of the problems arising from the location of the school stop signs, Chief of Police Swope will be responsible for placing and removing the signs each school day.

In reply to questions by Merle Mathia, Mayor Eberth stated that City Inspector Connie Crocker has the authority to approve sewer hookups and also that the streets in the Rickel Additions are the responsibility of W. C. Rickel in as much as such streets have not been accepted by the City.

Following a discussion on a complaint by Floyd Hubbel against the placement of street guttering, Mayor Eberth agreed to talk with Frank Rahija about the problem to try to work out a solution.

Karl Banzhaf presented to the Council a bill for installing a sewer line across a City street. Ebert moved, seconded by LoScalzo, that the amount of \$115.50 be paid Karl Banzhaf for expense incurred in crossing a City street to connect to the sewer. Five votes yes; no votes opposed. Motion carried.

Upon submission of a bill by Ambrose Jennings, Cochran moved, seconded by LoScalzo, that the claim in the amount of \$472.00 for damages incurred during sewer construction be paid. Five votes yes; no votes opposed. Motion carried.

City Clerk Charles Newman submitted his resignation from the office of City Clerk to Mayor Eberth and the City Council. Such resignation is to be effective no later than the next regular meeting in June, 1971. Mayor Eberth stated that he accepted the resignation of Charles Newman with regret.

In the last order of business Worley nominated Farris Roberts as President of the City Council. LoScalzo moved the nominations cease and that a unanimous vote be cast for Councilman Roberts. Four votes yes; no votes opposed. Motion carried.

There being no further business, the meeting adjourned.

Charles Newman
CHARLES NEWMAN
City Clerk