

MEMBERS PRESENT: Dale Fox, Carolyn Meerian, Dennis Graves, Mayor Richard Hamit. Mark Criger and Bruce Anderson absent.

OTHERS PRESENT: David Mabon, Steve Travis, Mr. & Mrs. Randy Knight, Peggy Waldman, Chris Young, Bruce Sisson, Don Keim, Lila Hamit, Cheryl Brown.

The meeting was called to order at 7:30 P.M. by Mayor Hamit. The clerk called the roll; there was a quorum present.

MINUTES/WARRANTS: After discussion regarding some of the wording, Dale Fox made a motion, seconded by Carolyn Meerian, to approve the minutes of the regular June meeting as written. Motion carried. Following discussion of the bill from Musick's, Carolyn Meerian made a motion, seconded by Dennis Graves, to approve payment of all warrants presented. Motion carried. The mayor told the clerk to make a note to ask Bob Sisson for more details regarding the bill in question.

MISC: Steve Travis, 204 Oak Court, came before the council to discuss solid waste removal and tar on his driveway. Travis reported that trash on Oak Court and 10th Street had not been picked up the week of July 4th, but had been picked up the following week. The council stated that the reason was most likely due to Midway being a new hauler in town. Travis reported to the council that Hi-Plains had not taken care of the tar on his driveway last summer. He was dissatisfied with the response from Hi-Plains on how to remove the tar. He said that the tar is slowly wearing off, but wanted the council to be aware of the situation before awarding any more bids for street re-sealing. The council said that Hi-Plains had done work in the city for several years without any complaints. The mayor stated that he had talked to the foreman and was told that an agreement couldn't be reached between the company and Mr. Travis. Mr. Travis said that his main complaint was that the company didn't want to take more responsibility. He thanked the council for listening and left at 7:50 P.M.

ALCOHOLIC BEVERAGE LICENSE: Bruce Sisson told the council that he is getting the paper work done to get a license from the state, and wants to know what the city requires. Mayor Hamit said that they would follow the same procedure as when the Palladium opened. The procedure is that the council acts on the request when the state license has been granted. Sisson asked about possible problems. The council didn't foresee any problems, but stated that there could be citizens against licensing. Sisson asked about the possibility of the council doing a telephone vote should the state grant the license right after the next regular meeting. The mayor stated that a special meeting could be a possibility. Sisson explained that it takes 30-45 days for the state to process the license which means

that it might not be done until right after the August meeting. The council agreed that having a special meeting would not be a problem. Sisson also asked about getting a refund on his Cereal Malt Beverage license issued by the city January 1st. The mayor said we would look into the legality of a refund. Sisson said the beer license was not that much money, but the game licenses were quite abit.

SURREY LANE TRAFFIC: David Mabon, 302 Surrey Lane, came before the council to ask about getting a speed limit sign or "Children Playing" sign on Surrey Lane due to number of small children living on that street. The mayor explained that the speed limit is governed by the state law of 30mph in residential areas, and that it would probably take an ordinance to change. Dale Fox said that he has been in favor of making the speed limit 20mph in all of Overbrook for some time. The clerk stated that legislation had been introduced in the state to change residential limits to 20mph, but wasn't sure how the bill had fared. Mabon made a request that the council investigate the possibility of making the speed limit 20mph throughout the whole town. Mabon also asked about the possibility of widening Surrey Lane in the future. He said that Surrey Lane is not as wide as 3/4 of the other streets in town, including Devon. The council agreed by concensus to look into the matter.

ANNEXATION: Randy Knight came before the council to petition for annexation the property on Highway 56 just west of Casey's. The clerk said that Steve Jones suggested that the planning commission's recommendation for the zoning be acted upon before annexing. This hearing cannot be held before August 9th.

MISC: Mayor Hamit recognized Chris Young and Peggy Waldman who were observing the meeting.

MISC: The clerk said she had received a request from a citizen to paint the edge of the old sidewalk on the west side of Maple close to Santa Fe Trail. The council agreed by concensus to have Bob Sisson paint it either yellow or white.

The replacement of the carpet on the City Hall steps was discussed. The clerk was told to get some estimates on replacing the carpet.

The clerk told the council that Don Keim had talked to her about doing some work at the ballpark and also keeping some spare parts on hand. The council felt that they should talk to Keim in person to know exactly what the problem is. Keim was called and said he would come to the meeting.

The clerk reported that she has had a number of complaints from a resident regarding trash, etc. in yards. The citizen was told that unless the condition is a health or safety hazard nothing can be done with the present ordinance. She said she had asked Steve Jones about or what other cities do regarding this matter.

ASPHALT WORK ON MAPLE: The council agreed by concensus to ask the contractors to come in person so that the proposed work and methods of payment can be discussed in person. The clerk was told to set up a meeting for the following week if at all possible. Monday, July

18th was the date chosen.

JONES PARK LIGHTS: The matter of putting lights at the picnic area in Jones Park was tabled until a later meeting.

COUNCILMEMBER REPORTS: Dale Fox asked if the money from the 4th of July fund had been brought to the city. The clerk said that she had received a check for \$800 so the total cost to the city was \$195.

Fox also brought up doing something to control large truck traffic and parking. He also mentioned how semi's parked parallel to Hwy 56 in front of Casey's is dangerous as far as vision is concerned.

Dale Fox stated that the equipment used to shoot the fireworks wasn't picked up right away, and some of it ended up in the pond at Jones Park.

Fox also questioned why the city truck was seen leaving Carbondale one afternoon last week. He was told that Ron Dean, Jr. had gone to Topeka to get soda ash for the pool, and may have stopped by his house.

The contract with Midwest Tank was discussed as to whether or not they would furnish the tanks with automatic controls on the 50,000 gallon tower.

BALLPARK LIGHTS: Don Keim reported that he had been called to the park twice to fix one of the brakers. He said that the braker is worn out, and he didn't feel that temporary repairs were the best way to go. He felt this could be done for around \$500. Dale Fox made a motion, seconded by Carolyn Meerian, to replace the 60 amp braker and keep a 60 amp and a 100 amp braker on hand. Motion carried.

MISC: Carolyn Meerian reported that the sirens couldn't be heard in her neighborhood during the last storm. There was discussion about the procedures by the emergency personnel during that storm.

Carolyn Meerian also asked about the solid waste situation at Overbrook Lumber. The clerk reported that the city attorney advised that the business cannot opt out of the contract, so he would be charged the "business without container" rate. Revising the water rates was also mentioned.

Meerian also said there is a problem with ragweed and sunflowers growing in excess of the allowable height at a residence, but they are part of a garden. There was discussion as to whether or not these plants are covered by the present ordinance.

Carolyn Meerian mentioned that there have been some problems at Jones Park in regards to the trash being picked up, supplies for the concession stand being bought out of town, and the diamonds being maintained. The clerk reported that in previous years, one of the dumpsters from the middle school was put at the park, but because the school now has a bigger dumpster that is not possible. The city has requested a container for the maintenance building which the ball association can also use. After discussion in regards to the purchase of supplies for the concession stand, the council agreed that asking Bob VonStein and someone from the ball association to the September meeting would be a good idea especially since the city does not have access to the financial records of the ball association.

The council felt that maintaining the diamonds and other buildings at the park were the concern of the ball association.

Carolyn Meerian voiced her concern about annexing land for the purpose of storage units. She was encouraged to voice those concerns at the planning commission hearing.

Meerian brought up trimming treebranches in the alleys. The mayor said that the matter would have to be studied. A citizen had trimmed some branches on someone else's property. The clerk said that Chief of Police Dean advised that this is a civil matter rather than a criminal matter.

MAYOR'S REPORT: The mayor said he had a rough draft of a policy for payment of water bills. Charging a deposit for each new service was discussed as well as the current ordinance which names the property owner responsible for outstanding bills. The matter was tabled until the next meeting.

Carolyn Meerian made a motion, seconded by Dennis Graves, to go into executive session until 9:50 P.M. to discuss matters concerning non-elected personnel. Motion carried

The meeting was re-opened at 9:50 P.M. No action was taken as a result of the executive session.

Carolyn Meerian made a motion, seconded by Dale Fox to adjourn the meeting at 9:52 P.M. Motion carried.

Respectfully submitted,

Cheryl L. Brown, Clerk

APPROVED

8-10-94