

REGULAR SESSION MONDAY EVENING, JANUARY 6, 1975

The Governing Body of the City of Silver Lake met in regular session Monday evening, January 6, 1975, with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Bill Pipkin, Roger Matzke, Wayne Bellon (5)
Absent: None.

Minutes of the last meeting held December 16, 1974, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Bill Pipkin, Roger Matzke, Wayne Bellon. NAY None. Ordinance was declared passed and given No. 934.

Mayor Martin reported that the school was going ahead and put in the culvert at the corner of Rice and Lake. The school had obtained a small culvert from the county. Mayor Martin had talked to Mr. Ross and stated if a larger culvert had to be put in or any additional expense was required that the city would pay for it if the school did not.

Councilman Dain had all the easements signed except two and turned them in at this time. Mayor Martin reported that Miss LaFromboise came to see him about the temporary easement the city had prepared for her to sign. Mayor Martin explained to her where the sewer line would be put and all the city wanted was a place to put the dirt, while sewer line was being dug. Also, told her that anything that was taken out, like cement steps, would be replaced. She acted as though she would sign the temporary easement. A couple days later the Mayor found out that there was a guardian or executor in charge of her affairs and had stated he would definitely not sign the temporary easement.

The list of Delinquent Water Customers was passed to the Council and the following noted: Charles Cottle \$11.68; Cliff Edwards \$9.59, Art Jordan \$7.89; Tom Priddy \$27.43; Robert Runyan \$16.62; Wm. Worrell \$12.45, total due. Shut off notices have been sent to these customers.

The ice skating rink was again discussed. Councilman Pipkin and Matzke had gotten some costs and were much higher than anticipated. After some discussion the matter was tabled for the present time.

Mayor Martin reported that Charlie Martin had been in contact with him and said that he had two brackets - like what was around the football field and wondered if the city would be interested in them. Would need poles to put the brackets on and also the lights. The possibility of using them at the tennis court or at the ball diamond was discussed. Mayor Martin was to inform Mr. Martin that the city would take them.

Councilman Lee reported that he had checked the tree on the Bill Craig property. His recommendation was to wait till next spring to remove the tree.

Mr. Stallings and Mr. Nelson of the Engineering Firm entered the meeting to update the sewer. The Engineers had done the surveying on the land for the waste stabilization ponds. They had drawings of the two different plans. Had talked to the Board of Health and told them what plan they preferred which was the plan with the 37.4 acres, and the Board of Health agreed with the Engineers. Mr. Stallings stated that the plan with the 37.4 acres would be more than ample. The Council agreed. Mr. Stallings and Mr. Nelson had prepared a letter for Mayor Martin to sign as they wanted to finish the application up and deliver it the following day. After the Engineers explained about the chlorination and sealing the ponds with benonite, Mr. Stallings suggested going with conventional pond with filter, having the filter as part of the bank. They would run tile out thru the filter and take away from the lagoon.

Inspection cost was reviewed, Mr. Nelson stated that the grant would cover the cost for the inspection. Mr. Stallings had drawn up an addendum to the original agreement dated August 25, 1971, for professional services, raising rate from \$10.00 an hour to \$14.00. After council had read the addendum a motion was made and seconded to approve it. Mayor Martin signed the addendum and was attested by the City Clerk. Mr. Stallings also signed it. Mr. Nelson stated that after construction has been started that the city would have to submit a bill to the EPA for the work that had been done, before they would issue the city a check. The question as to whether the contractor would want his money before the city received it from the EPA was brought up. Temporary notes for paying was discussed. Mr. Stallings and Mr. Nelson than left the meeting.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.



Lila Gaddis
City Clerk

REGULAR SESSION MONDAY EVENING, JANUARY 20, 1975

The Governing Body of the City of Silver Lake met in regular session Monday evening, January 20, 1975, with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Bill Pipkin, Roger Matzke (4) Absent: Wayne Bellon (1).

Minutes of the last meeting held January 6, 1975, were read and approved.

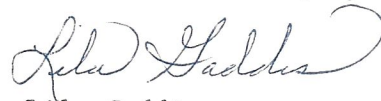
Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Bill Pipkin, Roger Matzke. NAY None. Ordinance was declared passed and given No. 935.

Mayor Martin reported that Mr. Nelson had contacted him and said they needed the Council's okay to go ahead with the soil sample in regards to the sealing of the ponds with benonite. Mayor Martin gave the Engineer's the go ahead. Mayor Martin also reported that he had received a summons from Attorney George Remer in regards to the Ann LaFromboise temporary easement. Mayor Martin had contacted the City Attorney about the matter. The City Clerk mailed the summons to the City Attorney on the 20th of January, 1975. Mr. Waugh stated that he would take care of the matter.

In regards to the codification of ordinances, Councilman Bellon had drafted a letter addressed to the League of Kansas Municipalities for the Mayor's signature. Mr. Yockey, Attorney for the League requested that the City give them permission to contact our City Attorney. They would enter into contract with the City for approximately \$1500.00 to bring ordinances up to date. The City would have to pass an ordinance to do this.

Mr. Ken Noland and associate from the Sheriff's Department entered the meeting at this time to discuss the possibility of having a patrol service for the City, being the Reserve Unit Program. Mr. Noland had drawn up a proposed schedule, having it setup so the hours would change every week. The Reserve Officers are qualified to make arrests and all other duties as a regular patrol officer would. Persons interested in becoming a Reserve Officer places an application which is checked out very carefully, then they go in front of the Board of Advisors and are interviewed and Board gets to know if the individual could handle the job and what department he would be best suited for. Then they talk to the Sheriff and all of the Reserve Officers have to take out False Arrest insurance. They have to have the insurance coverage before they are commissioned. They are put on 3 months probation. The officer purchases his own uniform. They then ride with a regular officer for more training, then 3 more months to pass a 100 hour training program. The Reserve Officer receives no compensation. They use the Sheriff's Department equipment. The money the City would be spending would be applied towards equipment for the Reserve Officer Program. The money is controlled by the Board, Mr. Noland's office and also the County Treasurer's office. The Reserve Officer would be certified officer to patrol town. After a short discussion a motion was made and carried to have Mr. Noland draw up a tentative contract between the Reserve Unit and the City. Mr. Noland and associate then left the meeting.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.


Lila Gaddis
City Clerk

REGULAR SESSION MONDAY EVENING, FEBRUARY 3, 1975

The Governing Body of the City of Silver Lake met in regular session Monday evening, February 3, 1975, with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Roger Matzke, Wayne Bellon (4) Absent: Bill Pipkin (1).

Minutes of the last meeting held January 20, 1975, were read and approved.

Mayor Martin had been in contact with the Midwest Tower Company and reported that it would possibly be a month to a month and a half before they would be here to install the ladder cage on the tower.

City Attorney Waugh had been in contact with Mr. Nelson and stated that Mr. Dougan had been in and wanted the City to get the surveying done. Mr. Waugh said it should be done as soon as possible. The cost would be \$600.00. After a short discussion among council members a motion was made and seconded to hold off surveying until prior to May 1 until we are sure of grant. Mayor Martin said he would contact Mr. Nelson and let him know the council's decision. If the Engineer's needed the surveying done at the present time, the council agreed it would be okay to do so. Mayor Martin had called Environmental Protection Agency to talk to Mr. Walker, but he was out of town. Mr. Nelson was to check with the Health Department to see if they had heard anything.

Had not heard from the Sheriff's Department regarding the contract that was to have been drawn up. Councilman Dain said he would check with Mr. Noland about the matter.


Regarding the codification of ordinances, Councilman Bellon had talked to Mr. Yockey, Attorney and was informed the total cost would be \$3,700.00 with \$1,500.00 for the first installment. The ordinances would be reviewed, indexed and published in a loose leaf book form or a 8 X 10 book. The League will furnish the city with 50 copies. Would take approximately 8 to 10 weeks. than the League would bring rough draft out for the council's approval. They give you six months to approve it if needed. The League had drawn up a contract and also an Ordinance. A motion was made and seconded the Ordinance be adopted and was given No. 936. A motion was made and seconded to enter into contract with the League for the codification of the ordinances. The Clerk was instructed to send contract and copy of the Ordinance to the League asking them to return original duly executed for our files. The ordinance is to be published in the paper as soon as we receive the contract back.

Flood insurance for the City of Silver Lake was brought up. The new ruling on the insurance was anyone getting a new loan would have to buy the insurance.

The water pressure in certain areas of the City was discussed. The City Clerk was instructed to ask Mr. Tom Noble, Water Superintendent to attend the next meeting on February 17, 1975.

Getting a new attorney for the City was brought up. After discussing the matter a motion was made and seconded to find a new attorney. Councilman Bellon said he would check with the League of Ks. Municipalities Attorney and also Attorney John Stumbo Jr. to see if they could recommend anyone.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.


Lila Gaddis
City Clerk

REGULAR SESSION MONDAY EVENING, FEBRUARY 17, 1975

The Governing Body of the City of Silver Lake met in regular session Monday evening, February 17, 1975, with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Bill Pipkin, Wayne Bellon (4) Absent: Roger Matzke (1).

Minutes of the last meeting held February 3, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Bill Pipkin, Wayne Bellon. NAY None. Ordinance was declared passed and given No. 937.

Mr. Tom Noble, Water Supereintendent was present to answer questions from the council in regards to relieving the pressure problem next to well and how to get the water from the well to tower. Putting a standpipe in was discussed, but would not work with the tower, as the water would have to be the same level. Mr. Noble said the City really didn't need another tower, and the only way to cut the pressure would be to run a line to tower. Putting the line in would be the simplest. Mr. Noble was to check on the cost and report back to the council.

Mayor Martin had been in contact with Mr. Mischlick of the EPA in Kansas City. The application had been okayed and had been sent on to the lawyers. Would take approximately 2 to 3 weeks there and then the city would be offered Step 2 of the Grant. The application was put on the priority list for Phase 3. Mr. Stallings of the Engineering Firm stated the blue prints on the lagoon would be finished up within 2 weeks. Mr. Stallings didn't think the surveying should be done at this time, and said he would pass the information on to Mr. Waugh, City Attorney.

The list of Delinquent Water Customers was passed to the Council and the following noted: Harry Adams \$21.95; Don Bell, \$19.79, Norman Biswell, \$13.60, Harry Christman \$9.97, Robert McDaniel, \$22.02, Norman Swartz, \$16.08, total due. Shut off notices have been sent to these customers.

Councilman Bellon had talked to Attorney Yockey about the possibility of the City getting a new attorney. Mr. Yockey said he would go to the Bar Assn. and get a list of possible applicants. He would then screen the applicants and the City would hear from him within a week or so.

Mr. Zima, Attorney for the Sheriff's Department, Mr. Ken Noland and six associates entered the meeting at this time. Mr. Zima and the council members went over the agreement. The agreement would be set up from April 1, thru Dec. 31, for this year and then would be renewed at 1 year periods after this year. There were a few changes to be made and Mr. Zima said he would make the changes and then bring it back out for the signatures.

Mayor Martin reported that the Little League wanted to know if the City would pay for someone to lime the baseball diamonds again this year. Councilman Pipkin was to check to see if the boy who did the liming last year was interested in the job again for this year.

Councilman Lee had talked to Mr. Keller about mowing park area, ball diamonds, etc. for the summer. Mr. Keller said he would not bid against Mr. Chapman, if he wanted to do the mowing for the city again this year. Councilman Dain suggested that Councilman Pipkin write up specifications, just exactly what the City wanted done, to be put in the agreement.

REGULAR SESSION FEBRUARY 17, 1975 (Continued)

The summer recreation program was brought up. Since the equipment is available a motion was made and seconded to contact the P.E. teacher at the high school to see if she would be interested in heading up the program. Councilman Pipkin said he would have his daughter, Kathy ask the P.E. teacher.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.



Lila Gaddis
City Clerk

REGULAR SESSION MONDAY EVENING, MARCH 3, 1975

The Governing Body of the City of Silver Lake met in regular session Monday evening, March 3, 1975, with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Bill Pipkin, Roger Matzke, Wayne Bellon (5)
Absent: None.

Minutes of the last meeting held February 17, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Bill Pipkin, Roger Matzke, Wayne Bellon. NAY None. Ordinance was declared passed and given No. 938.

Mayor Martin had received a letter from the Engineering Firm which stated that they had presented the application to the Health Department. Mayor Martin had been informed that Phase 2 and 3 of the Grant would be given to the City all at the same time. Phase 3 just has to be approved by Health Dept. only, where Phase 2 has to be approved by the EPA. Mr. Walker of the Health Dept. said the Engineers would have to re do the final plans. Mayor Martin had talked to State Representative Brewster. Mr. Brewster stated that if the City would send him a letter in regards to the sewer he would contact the Health Department about the matter to see if it could be speeded up. The Clerk was instructed to write the letter and have Mayor Martin sign it.

There was nothing new regarding a new city attorney for the city. Councilman Bellon said he would check with Mr. Yockey again about the matter.

Mr. Tom Noble, Water Superintendent was present to discuss the prospect of putting a new water line in. Mr. Noble said the water from the tower was not getting in to the lines fast enough, therefore, he suggested looping some of the lines. Mr. Noble had ordered a foot valve to put on pump to get rid of air in the lines. After a short discussion a motion was made and seconded to have Mr. Noble go ahead with 2 loops - one at Pine & Spruce and the other one at Rice & Lake, also run a line under Apollo Street by Hardman's taking them off their present hook up. The Council ask Mr. Noble if he would update a map as to where all of the water lines are located. Mr. Noble agreed to do so.

Councilman Dain was to check with Midwest Tower Company as to the installation of the ladder cage for the tower. The Company had installed the cage clear to the top of the tower. The Council all agreed that it should have been installed close to the ground.

Councilman Pipkin had not been in contact with anyone in regards to the liming of the baseball diamonds for this summer, but stated that he would do so by the next meeting.

The Summer Recreation Program was again discussed. Councilman Pipkin said his daughter would not be able to run it this year as she would be working, but said he would ask here if she knew of anyone that might be interested in working with the program.

The Plat for Silver Lake East Subdivision #3 was passed to Council. After reviewing the plat a motion was made and seconded to approve the plat. The Mayor and City Clerk attested their signatures to the plat.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.



Lila Gaddis

City Clerk

The Governing Body of the City of Silver Lake met in regular session Monday evening, March 17, 1975, with Mayor Lloyd Martin presiding and the following Councilmen present: Leonard Lee, Bill Pipkin, Roger Matzke (3) Absent: Donald Dain, Wayne Bellon.

Minutes of the last meeting held March 3, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Leonard Lee, Bill Pipkin, Roger Matzke. NAY None. Ordinance was declared passed and given No. 939.

Mr. Eldon Roberson entered the meeting with blueprint of the streets for the Silver Lake East Subdivision #3 to be okayed by city. After reviewing the blueprint, a motion was made and seconded the street blueprint be approved. The City Clerk attested her signature to the blueprint. Mr. Roberson also inquired as to a building permit on the corner of Chestnut and Railroad Ave., where Chapman's Garden Store had been located. Whether or not the building could be frame with metal paneling over it or if it is re-developed commercial whether it would have to be a block building was discussed. The Council stated they would check the ordinance pertaining to the above and notify Mr. Roberson of their decision. Mr. Roberson then left the meeting.

Mayor Martin and the Council decided to meet with the City Planning Commission, about several matters. The Clerk was instructed to contact all members on the Planning Commission and set the meeting for Friday March 21 at 7:30 p.m.

Mr. Zima and Mr. Noland of the Sheriff's Department entered meeting with the contract between the City and the Reserve Unit which had been returned from the Attorney General's office and had to have a few changes made in it. changing parties from sheriff's office to County. Therefore, the money from the City would go to the County General Fund instead of to a fund set up for the Reserve Unit. The Contract would be with the County. After reviewing the contract there were no objections to the new changes. Mr. Zima stated he would take the contract to the County Commission for their approval and then bring it out for the Mayor and City Clerk to sign it. Mr. Zima and Mr. Noland then left the meeting.

Mr. Dougan was out and had given Mayor Martin a new contract on the land to be signed by the city. After looking over new contract the Council decided not to sign it at the present time, until they could have an attorney look into the matter. Mayor Martin had been in contact with Mr. Stallings and he said the EPA had told him they would let us know within 2 weeks about the grant.

Due to the fact that Councilman Bellon was absent for the meeting, there was nothing new on a new attorney for the city. Councilman Lee said he would check with Councilman Bellon about the matter.

Councilman Pipkin had been in contact with Mr. Hawkins in regards to his son lining the baseball diamonds for the summer. Mr. Hawkins stated that one of his sons would do the work.

Councilman Pipkin had checked with his daughter about someone running the Summer Recreation Program and at this time had no one in mind.

The sidewalk along the west side of the post office was discussed. The sidewalk is low and in winter the water stands and freezes over in some places. It is very dangerous as quite a few people use the sidewalk to walk to town. Putting a

REGULAR SESSION MARCH 17, 1975 (Continued)

tube in to drain the water was brought up. Councilman Lee was to check into the matter to see what needs to be done.

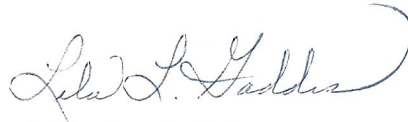
The list of Delinquent Water Customers was passed to the Council and the following noted: Bahner's TV Service \$7.74; Arnold Deichl \$17.47; John Miller \$14.76; Tom Priddy \$27.50; Raymond Weiler \$20.01, total due. Shut off notices have been sent to these customers. Also had a delinquent bill at 116 Sage for \$5.85. The Clerk was instructed to write a letter to Christman's to obtain payment for the past due bill.

The ladder cage on the tower was discussed. Councilman Dain had been in contact with the Company and they had forgotten to put the locked door on it. He also ask them if they would bring it down closer to the ground. After discussing the matter, a motion was made and carried to have an additional ladder cage with locked door installed at the bottom of the tower, leaving the one the company had installed at the top of the tower.

Councilman Lee had been in contact with Mr. Chapman and he stated that the City should be getting their money from the Rural Water District soon.

Councilman Pipkin reported that the ball diamonds should be mowed once a week and the other park area once every two weeks. Council agreed to let Ken Chapman do the mowing if he wanted to do it.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.



Lila L. Gaddis
City Clerk

SPECIAL MEETING FRIDAY EVENING, MARCH 21, 1975

The Governing Body of the City of Silver Lake met in the City Hall on Friday, March 21, 1975, at 7:00 p.m. in special session pursuant to a call by Mayor Lloyd Martin upon written request of the City Council.

The meeting was called to order by Mayor Martin and the following Councilmen were present: Donald Dain, Leonard Lee, Roger Mätzke, Wayne Bellon (4) Absent: Bill Pipkin.

The notice of special meeting was passed to the Council for their reading and signatures. It is attached to these minutes and considered a part thereof.

Attorney John Stumbo was present and considerable time was spent in discussing with him various aspects of our sanitary sewer project. Most of the discussion was centered around condemnation proceedings involving the land where the lagoons were to be built. Mr. Stumbo explained to the Council the different steps that were involved in a condemnation suit. Mr. Stumbo said he would check everything out regarding the matter.

The Council also ask Mr. Stumbo if he would consider serving as attorney for the City of Silver Lake. Mr. Stumbo said the City would communicate only with him. He would charge on a time basis, according to hours of work that were put in - \$40.00 an hour for office work - \$50.00 for negotiating, also charge for expenses incurred in our behalf, but would not include mileage to Silver Lake. Mr. Stumbo suggested that if he did accept the City's offer that he would like to attend the Council meetings.

There being no further business to come before the council at this time, by motion duly made and carried the meeting adjourned.


Lila L. Gaddis
City Clerk

SPECIAL MEETING MONDAY EVENING, MARCH 31, 1975

The Governing Body of the City of Silver Lake met in the City Hall on Monday, March 31, 1975, at 8:30 p.m. in special session pursuant to a call by Mayor Lloyd Martin upon written request of the City Council.

The meeting was called to order by Mayor Martin and the following Councilmen were present: Donald Dain, Leonard Lee, Roger Matzke, Wayne Bellon (4) Absent: Bill Pipkin.

The notice of special meeting was passed to the Council for their reading and signatures. It is attached to these minutes and considered a part thereof.

Attorney John Stumbo and Mr. Jay Stallings were present to discuss the possibility of a condemnation suit. Mr. Stumbo had talked to Mr. David Craig about appraising the land. Mr. Craig's fee would be from \$100.00 to \$300.00. Mr. Stumbo recommended Mr. Craig for pre-appraisal if the City decides to go with the condemnation suit. Mr. Stumbo had also talked to Mr. Dougan and he reported to the Council that their would be no more negotiating with Mr. Dougan.

Mr. Stallings had checked and was informed the City would receive no construction money until they received clear title to land. They could get Step 1 & 2 for Engineer's fee. Mr. Stumbo said that once the court appraiser makes his award the city would be obligated to pay that amount to the court. Upon paying the court award, the city would get title to land.

The EPA had told both Mayor Martin and Mr. Stallings that it would be another six

SPECIAL SESSION MARCH 31, 1975 (Continued)

weeks before the money was offered to the City. City could have Step 2, but would have to make another application for Step 3. Mr. Stallings was to check with EPA as to whether the grant could be split up - part of it for the construction and part of it to build ponds separate. He was to let Mr. Stumbo know the outcome of his conversation with the EPA.

A motion was made and carried to give Mr. Stumbo authority to have Mr. Craig appraise the land. Mr. Stumbo said he would see if Mr. Craig could have it done by April 7, the next regular council meeting.

A motion was made and carried to have the Clerk send letter to Mr. James Waugh, informing him that his services as City Attorney were terminated.

A motion was made and carried to have Clerk send letter to Mr. Stumbo, advising him of his appointment as the new City Attorney. \$25.00 for each council meeting Mr. Stumbo ^{attended} was also agreed upon.

There being no further business to come before the council at this time, by motion duly made and carried the meeting adjourned.



Lila L. Gaddis
City Clerk

March 21, 1975

THE HONORABLE LLOYD E. MARTIN
Mayor, City of Silver Lake, Kansas

We, the undersigned, Councilmen of the City of Silver Lake, Shawnee County, do hereby respectfully request you to call a special meeting of the Council to be held in the City Hall on Friday evening, March 21, 1975, at 7:00 p.m. for the purpose of hiring a new attorney for the city.

SIGNED:

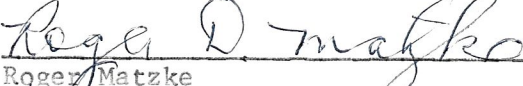


Donald Dain



Leonard Lee

Bill Pipkin



Roger Matzke



Wayne Bellon

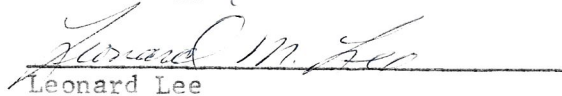
March 31, 1975

THE HONORABLE LLOYD E. MARTIN
Mayor, City of Silver Lake, Kansas

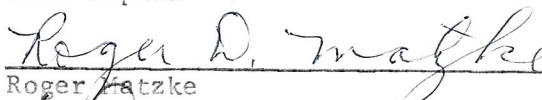
We, the undersigned, Councilmen of the City of Silver Lake, Shawnee County, do hereby respectfully request you to call a special meeting of the Council to be held in the City Hall on Monday evening, March 31, 1975, at 8:30 p.m. for the purpose of discussing the sanitary sewer system.

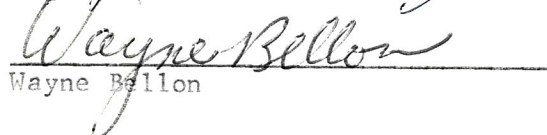
SIGNED:


Donald Dain


Leonard Lee

Bill Pipkin


Roger Matzke


Wayne Bellon

REGULAR SESSION MONDAY EVENING APRIL 7, 1975

The Governing Body of the City of Silver Lake met in regular session Monday evening, April 7, 1975, with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Wayne Bellon (3). Absent: Bill Pipkin, Roger Matzke (2)

Minutes of the last meeting held March 17, 1975, and special meetings held March 21 and March 31, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Wayne Bellon. NAY None. Ordinance was declared passed and given No. 940.

Several citizens were present regarding the Silver Lake Rest Home being enlarged. The citizens ask that they be notified at the time a building permit is applied for, as the extension to the Rest Home would come within 2 feet of the property line, blocking off some of the homes.

Mr. Eldon Roberson was present with blueprint of 5 acre plat, Silver Lake Commercial & Industrial Park Sub-division to be located on the south side of Highway 24 just outside the city limits. A motion was made and seconded to approve the plat. Re-zoning the area as industrial was discussed. City Clerk was instructed to send a letter to the Shawnee County Planning Commission stating that the City concurs with the re-zoning and is favorable to Mr. Roberson's proposal for building a lumber yard. Mr. Roberson than left the meeting.

At this time Councilman Bellon left the meeting.

Two representatives from the Rural Water District entered the meeting to discuss the bill they had received from the City for hooking up to City water. The Rural Water District had been told by FHA that they would not go along with the bill as the original contract stated that the cost would be \$2,119.00. They were willing to pay this amount, but nothing above the figure. The additional expense was due to not getting original easement which was planned therefore, additional pipe had to be layed 1 block west and 1 block north. The cost of the additional expense was on verbal agreement between Rural Water District manager Mr. Ken Chapman and Mr. Remer. After discussing the matter, the representatives were to check with Mr. Chapman and Mr. Remer to see if they would talk to Mr. Hubert in reference to the verbal agreement and also would check to see if Mr. Hubert would be available to come to the next council meeting, April 21. The gentlemen than left the meeting.

The discussion turned to the possibility of charging a deposit on water hook ups to all new family's moving into Silver Lake. Water Superintendent Noble said he would rather make the landlord responsible for all unpaid bills, as their are so many rentals in the city. The matter was tabled for the present time. Mr. Noble reported that Mr. Ross would be looping the water line at the corner of Pine & Spruce and also run a line under Apollo Street by Hardman's in the near future.

Attorney John Stumbo reported that Mr. Craig had appraised the land where the ponds for sewer were to be located and valued it at \$1,000.00 an acre as top dollar based on highest and best use as agricultural. The land is located in the flood plane area, therefore, nothing for human inhabitation could be used in that area. Mr. Stumbo had reviewed the two contracts. He had checked with Mr. Stallings and the first contract could be voidable as Site A or B is not suitable as the ground would be to wet. Mr. Stumbo stated that if we started condemnation suit, Mr. Dougan would probably file independent injunction action against the City. The action would be filed before award has been payed to the court. Mr. Dougan would seek to enforce the first contract. Mr. Stumbo's recommendation was that the City go ahead with the condemnation suit. As soon as Mr. Dougan filed the injunction action it would be put at the head of the court

docket. Mr. Stumbo stated the minimum time involved would be approximately two months and the maximum would be six months. The hearing would probably be scheduled within 30 or 60 days. The City will not receive any money for the sewer project until we get title to land. Mr. Stallings said it would probably be 3 months before any digging started. Mr. Stumbo was to continue to look into the matter. No ruling was made as not enough council members present.

Mr. Noland and associate from the Sheriff's Dept. entered the meeting. Their Reserve Officers were not qualifying as fast as they had hoped, therefore, they would use the City as training ground the month of April and the full service would begin the first of May. Mr. Noland said he would be back at our next meeting, April 21 for an update on the program. He and his associate than left the meeting.

Discussion turned to the sidewalk on the west side of the post office. Councilman Lee had checked into the matter and recommended that a new sidewalk be poured as their was no drain area available. The sidewalk in front of the Lilley rental property at 102 Beaubain is in need of repair also. The Clerk was instructed to write letters to Mr. Lilley and Mr. Wilson - Lake Lodge #50 to ask their assistance in repairing the sidewalks as the City Ordinance states it is up to the property owner, to repair the sidewalk in front of their property.

Councilman Pipkin was not present, so their was nothing new on mowing the park area and ball diamonds. Nothing new on the Summer Recreation Program either.

The list of Delinquent Water Customers was passed to the Council and the following noted: Tom Axford, \$13.75; Don Bell \$19.87; Jack Mahana, \$10.67; Robert Runyan, \$15.77; Roy Sparks, \$12.37; Wm. Worrell, \$21.09, total due. Shut off notices have been sent to these customers.

A City wide dog licensing day has been scheduled for Saturday, May 3, 1975, from 1:00 to 2:30 p.m. Dr. Robert Torrence has agreed to administer 3 year shots to area dogs at \$5.00 each. Notice of this information will be distributed through the local newspaper.


Mr. Wade had contacted Mayor Martin about a tree which needed to be removed. Mr. Wade said it was on City property. The City's policy is to take out trees on outside of sidewalk only. If on inside of sidewalk than it is up to the property owner to remove the tree. Councilman Dain recommended that the City go ahead and remove the tree. The matter was tabled till the next meeting.

Councilman Lee was to check on getting the walkway between Silver Lake East and Dultmeier Subdivision finished up.

Mayor Martin ask Mr. Noble if their wasn't a water drainage sump at the corner of Highway 24 and Pottawatomie St. If their is get the State Highway Dept. to put a ditch west of the football field to the sump for draining the water.

Councilman Lee had checked on bids for street repair. Had a total of \$10,620.00 from May-Ransom-Sheets for a 2' overlay on all streets that don't have it. The matter was tabled till the next meeting.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.


Lila L. Gaddis
City Clerk

REGULAR SESSION MONDAY EVENING, APRIL 21, 1975

The Governing Body of the City of Silver Lake met in regular session Monday evening, April 21, 1975, with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Bill Pipkin, Roger Matzke, Wayne Bellon (5) Absent: None.

Minutes of the last meeting held April 7, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Bill Pipkin, Roger Matzke, Wayne Bellon. NAY: None. Ordinance was declared passed and given No. 941.

Mayor Martin passed a letter to council that he had received from the Rural Water District. The letter stated that FHA would not pay the bill received from the City the way the contract read at the present time.

Mayor Martin had been contacted by a Mr. Smith in regards to whether there would be any objections from the City to NAPA Auto Parts locating in Silver Lake. The Hook building was mentioned. Mr. Smith indicated they would run a cement floor and fix up the front. The back of the building would be used for storage. The question of whether or not they would have to put in a septic tank was brought up. The City has no rules or regulations in this area. After discussion, Mayor Martin was to let Mr. Smith know the City had no objections to the business being brought into Silver Lake.

The following applications for license with proper fees attached were presented to the Council for consideration: Application to operate 2 pool tables - Gerald Blankenship; Application to operate a juke box - Gerald Blankenship; Application to operate a trash hauling route - George Ditch; Application to operate a trash hauling route - John Nitsch; and Application to operate a mechanical bowling machine - Mrs. Eleanor C. Milner. After review, by motion duly made and carried all the above applications were approved and the Clerk instructed to issue appropriate licenses effective May 1, 1975, through April 30, 1976.

The City had received a bill from Attorney Waugh in the amount of \$500.50 for services performed for the City. Mr. Waugh had 1½ hours for rewriting Dougan contract. After discussing the matter a motion was made and seconded that the bill be reduced by \$60.00 as the City had not been contacted or had not authorized Attorney Waugh to draw up a new contract. The Clerk was instructed to write to Attorney Waugh explaining the Council's decision.

Councilman Lee had been in contact with Mr. Ross in regards to the walkway between Dultmeier Sub-division and Silver Lake East. Mr. Ross was to lay tube in and then it would be ready for the gravel to be put on. Councilman Lee suggested the posts that were to be put up be put in the middle rather than on each end. They would put them close enough together just so a bicycle could get through. Also Councilman Lee was to check on getting signs printed so they could be posted at each end. The question of how much more it would cost to put agricultural lime on than gravel was brought up. Councilman Lee was to check into the matter.

Mowing ball diamonds and park area was discussed. The Clerk was instructed to write to Ken Chapman and ask him to submit a bid for mowing the ball diamonds once a week, the park area clear out to edge of road every two weeks, mow city hall grounds every week and take care of flowers and shrubs for period May 1 to October 1, 1975.

Mayor Martin had been approached to see if the City would want to pay for Mr. Ross hauling dirt and putting it on the boys south ball diamond by school. Mayor Martin was to check and see how many loads it would take. After a short discussion a motion was made and seconded to give Mayor Martin authority to go as high as \$75.00 for the City to pay.

Councilman Lee reported that Bill Craig wanted to know when the City was going to cut tree new his property. Councilman Lee said he was waiting for the trees to leaf out, then would go from there. Councilman Lee also reported a question about a tree on the Tom Wade Jr. property. The property owner indicated the City should remove the tree. Attorney Stumbo suggested the City set removal of trees up like the City of Topeka. Establish 75' right a way, presumably sidewalk on property line, then go to center of street and measure back 37½'. All streets in city 75' wide with exception of Beaubain which is 100' wide. Councilman Dain said he would measure the distance in regards to the tree on the Wade property.

Bids for street repair was again discussed. By motion duly made and carried May-Ransom-Sheetz was awarded the street contract for a total of \$10,620.00 for a 2" overlay on all streets that don't have it. Councilman Lee was to contact May-Ransom-Sheetz to let them know the City had awarded the contract to them, so the work could be started.

The City Planning Commission and the City Council had discussed the possibility of expanding the City Limits. As City Attorney John Stumbo was present the council brought the matter up for his opinion. Mr. Stumbo recommended the City adopt a master plan within 3 mile limit without annexation. Look at the master plan, then do the annexation. Mr. Stumbo said he would look into the matter for the City.

Mr. Glotzbach of the Rural Water District entered the meeting. He read a letter the Rural Water District had received from FHA. The FHA stated they would approve payment for Rural Water District hook up to city water providing the City make amendments to original contract as to the dollar figure, with Attorney Remer's approval and then it would go to the Rural Water District board for their approval. A motion was made and seconded to accept the Water District's proposal. Attorney Stumbo was to take care of amending the original contract. Mr. Glotzbach then left the meeting.

Attorney Stumbo reviewed with the council the validity of the contract the City has with Mr. Dougan in regards to the land for the lagoons. He had met with the Engineers as to the suitability of the tract of land. There was no question that Tract A & B would be unfit as the ground would be to wet. Would have to establish for certain the area is in the flood plain - if so there would be no damage to remainder of land. Mr. Stumbo suggested the council authorize Mr. Stallings to do the field surveying before condemnation action is filed. A motion was made and seconded to give Mr. Stallings the authority to go ahead with the surveying. Councilman Dain was to inform Mr. Stallings. Mr. Stumbo advised the Council to have Mr. Bundy or Mr. Cole attend a meeting to get some advise on the financing of the project. The question was brought up as to how the City would get the money to pay the court appointed award in regards to the condemnation suit. Could possibly get a loan from the bank or go with no fund warrants. May 5 was reserved for making a final decision on condemnation suit. Councilman Dain was to ask Mr. Stallings to attend the meeting and Mr. Stumbo stated that he would get the written appraisal from Mr. Craig.

Councilman Dain reported that they are still working on the Flood Insurance application. It will include all of the City except lake area and a couple other areas.

Mr. Stumbo had picked up court file on LaFromboise case, which was to be heard the 5th of May. He was to contact Mr. Remer and inform him of the terms of which the City will take easement and if it is not agreeable the City will condemn for temporary easement.

Water Superintendent Noble ask Council for their opinion on putting water in new lumber yard. Mr. Hamilton wanted to put a 1" line in and hook it on to the Corner water line. City Ordinance states their be l connection to a curb stop. After a short discussion a motion was made and seconded to have him put the line in right by going back to the main. Mr. Noble was to inform him of the Council's decision.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.

Lila L. Gaddis
Lila L. Gaddis, City Clerk

The Governing Body of the City of Silver Lake met in regular session on Monday evening, May 5, 1975, at 7:00 o'clock p.m. with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon (5) Absent: None.

The First order of business was to swear into office Mayor Lloyd Martin and the Council members, which the City Clerk did in the usual manner.

The minutes of the last meeting held April 21, 1975, were read and approved.

Mayor Martin appointed Don Dain as Utilities Commissioner, Leonard Lee - Street Commissioner, Richard Moeckel - Park Commissioner, Wayne Kellner - Finance Commissioner and Wayne Bellon - Ordinances.

In accordance with the statutes, Mayor Martin presented to the Council for their consideration the following names for the appointive offices of the City of Silver Lake; City Clerk - Lila Gaddis; Fire Chief - Tom Wade Sr.; Water Superintendent - Tom Noble. Mayor Martin also appointed John Bailey and Tom Burger as new members of the City Planning Commission replacing Dillon Fisher and Leon Pressgrove and Mike Blanding and Jim Brungardt as new members of the Zoning Board of Appeals replacing John Bailey and John Hay. By motion duly made and carried, the City Council approved the list of names submitted by the Mayor for the appointive offices of the City of Silver Lake for terms of office to run through April 30, 1977.

Members of the Webelo Scout group were present at meeting. One of the requirements of being a Webelo Scout is to attend a City Council meeting. Also, they inquired as to whether or not the City might have a project that the boys could do. Painting the fire hydrants was suggested. A motion was made and carried to have the paint purchased so the boys could begin the project. Councilman Moeckel was to see about getting the paint.

In regards to the walkway between Dultmeier Sub-division and Silver Lake East, Paul Dultmeier who was present at the meeting with the Webelo's said Mr. Ross had contacted him about putting the tube in and putting the pit gravel on. Councilman Lee phoned Mr. Ross from the meeting to see what the difference in cost would be between the pit gravel and agricultural lime. Mr. Ross said it would run \$1.75 a ton for the pit rock and \$3.35 a ton for the agricultural lime. Council discussed the difference in price and by motion duly made and carried the council approved having the agricultural lime put on. Councilman Lee relayed the Council's decision to Mr. Ross over the phone. Mr. Ross would start work on walkway in the morning, being May 6.

Bid has been received from Mr. Ken Chapman for care of the tower grounds, mowing ball diamond once a week and mowing park area, clear out to edge of road once every two weeks. Total bid was \$600.00 - (one half payable July 1 and the remainder due by October 1 1975). By motion duly made and carried the Council accepted this bid and instructed the Clerk to notify Mr. Chapman of its acceptance.

The list of Delinquent Water Customers was passed to the Council and the following noted: Harry Adams, \$23.70; Norman Biswell \$13.76; Cliff Edwards \$9.19; Delbert Haid, \$14.30; Tom Priddy, \$42.49; Herman Sorrels \$16.47, total due. Shut off notices have been sent to these customers.

The City Clerk reported to the Council that the report required under the Federal Revenue Sharing Act for funds received for the period July 1 thru June 30, 1976, would be due in June. The report required the Council to designate what its intentions were regarding the spending of such funds. After a short discussion by the Council, by motion duly made and carried, the Clerk was authorized to record on the report form that the City of Silver Lake intended to spend the funds received for the period July 1 thru June 30, 1976, for the purposes of Public Safety.

REGULAR SESSION MAY 5, 1975 (Continued)

Councilman Bellon reported that the proofs of the codification of ordinances should be ready for the Council's approval by the 15th of month. He stated that he would check with the League about the matter.

Mayor Martin passed a letter to the Council that he had received from the Health Department regarding the sewer application. The letter stated that they had approved the application and had sent it on to the EPA.

Mayor Martin had talked to Mr. Ross about getting some dirt for one of the ball diamonds. Mr. Ross said he would ask Mr. Mason for some of the dirt that he had in his yard. Mr. Ross worked one Sunday hauling the dirt to the ball diamond at no cost to the City. The Clerk was instructed to write a letter to Mr. Ross thanking him for his time and his equipment he used.

Attorney Stumbo was present and reported that he had amended the Contract that the City had with the Rural Water District and had mailed a copy of it to Attorney Remer.

Mr. Stumbo had been in contact with a Mr. Baxter at KU about Planning Services. Mr. Baxter was to do some checking and then report back to Mr. Stumbo. K-State has nothing on urban planning.

Mr. Stumbo reported that the LaFromboise case to be head on the 5th of May had been dismissed.

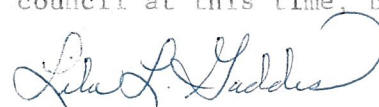
Mr. Stumbo went through with the council once again the procedures that would be taken in a condemnation suit. He had with him David Craig's written report on the land appraisal. Mr. Stumbo had visited with Mr. Funk of the State Water Resources and at the present time there is no flood plain map of an incorporated area of Shawnee County in existence. Mr. Stumbo had stated before that if the land for the lagoons was in the flood plain area the City would have no problem with a condemnation suit. Council ask Mr. Stumbo how the condemnation action would effect the City pertaining to time and money. Mr. Stumbo estimated 2 days to try case which would run from \$1,000.00 to \$2,000.00 and would be \$600 or \$700 court cost. Would take approximately 160 days before City would get title. The suit may not be over, but would still get title to land. Mr. Stumbo recommended that the City go ahead with the condemnation proceeding. Would condemn for a purpose, than sell land if the City didn't get the proposed sewer system. After a short discussion a motion was made and seconded to have City Attorney Stumbo file condemnation proceedings against Mr. Frank Dougan.

Mr. Noland from Sheriff's Dept. and associate entered the meeting. Changing the schedule was discussed and would probably be changed as soon as school was dismissed for the summer. Mr. Noland suggested maybe going to 6 hours at night. He said he would attend the next meeting being May 19 to discuss the matter.

Councilman Dain reported he had been in contact with the Tank Company. They informed him they were busy at the present time, but would get the new ladder cage installed when they were in the area. Mayor Martin ask Councilman Dain if he would contact the Company to see if they would put a new float on at the same time that they installed the ladder cage.

Councilman Lee reported that the street repairs were completed and the tree removal was being done.

There being no further business to come before the council at this time, by motion duly made and carried the meeting adjourned.



Lila L. Gaddis
City Clerk

The Governing Body of the City of Silver Lake met in regular session on Monday evening, May 19, 1975, at 7:00 o'clock p.m. with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon (5) Absent: None.

The minutes of the last meeting held May 5, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon. NAY. None. Ordinance was declared passed and given No. 942.

Mayor Martin read a memo he had received from Attorney Stumbo. Along with the memo, Mr. Stumbo had prepared a Resolution, which is the first step in the condemnation process, to be passed by the Council. After all council members read the Resolution a motion was made and seconded said Resolution be accepted and was placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon. NAY. None. Resolution was given No. 1471.

Mayor Martin and Council discussed the law enforcement for the City by the Shawnee County Sheriff's Dept. Reserve Unit. There had been quite a few complaints about the patrol harassing the youth and different things. Mr. Noland was to attend the meeting, so the Council agreed that the complaints should be passed on to him.

Mr. Larry Wyant entered the meeting to see about having some of his land east of the Hamilton Division annexed into the City. Mayor Martin had talked to City Attorney Stumbo about the matter and was to call the location of land in to Mr. Stumbo and he would see what has to be done to have the land annexed into the City. Mr. Wyant then left the meeting.

The Summer Recreation Program was discussed again. Councilman Moeckel was to check with the Y about the possibility of getting a tennis instructor to come and give lessons each morning. Mayor Martin reported that Keith Bray had talked to him about some kind of summer recreation and said he would be interested in helping set some kind of a program up. The lines on the tennis court need to be painted. Councilman Moeckel said he would ask CJ Hamilton if he would want to get some of the high school boys to put the new lines on the court.

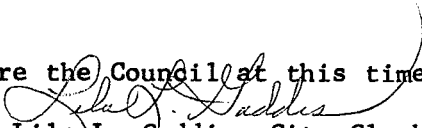
Councilman Dain reported that he had heard from the Flood Insurance Engineer and that they were mailing him a new flood map. Councilman Dain said he would go over it with Councilman Kellner and then would send it back.

Mr. Mitchell had ask Mayor Martin if anything could be done about the alley behind them as the trash truck wouldn't come down the alley as it needed to be repaired. Also the alley behind the bank is in need of repair. Councilman Lee was to check into the matter.

Mr. Glotzbach from Rural Water District brought amended contract to be signed. Had the check for the City with him, but had to have one more signature so he said it would be mailed to the City. The Mayor and City Clerk signed the contract and Mr. Glotzbach then left the meeting.

Mr. Wade had reported to Mayor Martin that he had appointed Chuck Doebelo as Ass't Fire Chief and Wm. Burton as Treasurer.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.


Lila L. Gaddis, City Clerk

REGULAR SESSION MONDAY EVENING JUNE 2, 1975

The Governing Body of the City of Silver Lake met in regular session on Monday evening June 2, 1975, at 7:00 p.m. with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon (5)
Absent: None.

The minutes of the last meeting held May 19, 1975, were read and approved.

An application for license to retail liquor by Thyralene Hawk and fee of \$300.00 was presented to the Council for consideration. After review, by motion duly made and carried the application was approved and the Clerk was instructed to issue appropriate license effective June 11, 1975 to June 11, 1976.

The City Clerk requested the Council to authorize her to contact Mr. Richel, CPA, to begin preparation of the city budget for the year 1976. Council discussed the possibility of having a meeting with Mr. Richel before he started preparing the budget. By motion duly made and carried, the Council voted to have the Clerk contact Mr. Richel and ask him to attend a special meeting on June 23, 1975, at 7:00 p.m.

Councilman Moeckel reported he had been in contact with the YWCA about setting up tennis lessons for the summer. Instructor would give lessons each Monday from June 9 through August 4. The adult class would be from 9:00 to 10:00 and the youth class from 10:00 to 11:00. Fee would be \$12.00 for members and \$15.00 for non-members. The YWCA will furnish rackets if needed. After a short discussion a motion was made and seconded to go ahead to get an idea of how many persons would be interested. Councilman Moeckel said he would see the notices were printed and thrown with the Topeka, Ks. paper.

The City Clerk had received a reply from the Kansas Medical Society to an inquiry about having a doctor locate in Silver Lake. Attorney Stumbo suggested writing to the K.U. Medical school for their help, telling them of the City's needs. This matter brought up the question of having a study made knowing what the projections of City would be in future. Councilman Lee agreed to continue working on the possibility of having a doctor locate in the City and Councilman Kellner was to check into the cost involved in having a projection study made.

Mr. Noland of Sheriff's office and associate entered the meeting. Mr. Noland presented the Mayor and each council member a monthly report of last months protection. The new schedule for patrol to be in City is 1 p.m. to 5 p.m. and 8 p.m. to 12 p.m. through week. Would run night shift from 10 p.m. to 2 a.m. on Friday and Saturday. Complaints received were passed on to Mr. Noland and discussed. One in particular was an officer following cars for a lengthy period of time. Mr. Noland reported the patrol was following to run check on license, which takes time to run through computer. The patrol must stay with car until the check has been completed. Mr. Noland said he would be more than willing to come out and talk to persons about complaints. He and associate then left the meeting.

Mayor Martin reported he had been asked if the new water line being put in on west Pottawatomie would go across Madore Street. Water Superintendent, Noble reported it was just going up to Madore. Fire Chief, Tom Wade reported to Mayor Martin the City would need to install more fire hydrants. Two hydrants needed on Pottawatomie and not enough hydrants in new housing area. City has no set rule as to how far apart they should be placed. If they are placed further apart than 500 feet, you loose too much pressure. Mr. Noble was to contact Mr. Wade to see how many hydrants needed to be purchased.

Councilman Lee was to check on some tree limbs to be removed at the Frank Ward residence.

Mayor Martin has received a complaint from Mr. Oscar Ferguson on the parking of semi-trailers on the City property right east of his property. Mr. Brandenburg inquired about a year ago as to parking his trailer. He and his son keep area mowed and all the trash picked up. After a short discussion it was decided to ask the persons parking the trailers to park towards the east side of the lot as one of them is a cattle trailer and one a refrigeration trailer.

Councilman Kellner said Diane Axthelm had inquired as to whether she could get a list of newcomers to the City. Also the possibility of having the minutes of the council meetings published in paper was brought up. Attorney Stumbo suggested giving the paper excerpts from the meetings - Specific actions taken. After discussing the matter a motion was made and carried to give the St. Mary's Star excerpts of the minutes. A list of new water hook-ups could be added on to the minutes.

Councilman Kellner reported a new PRIDE survey is being drawn up at this time. He suggested the City keep in touch with the PRIDE committee.

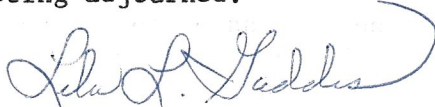
Councilman Bellon reported the codification of ordinances would be completed by July 1.

Attorney Stumbo had talked to Mr. Stallings and the engineers had to put the description of road into pond area on and the survey would be completed. The road is a township road and is permanent. Mr. Stumbo stated upon completion of survey he would prepare ordinance regarding condemnation suit.

Mayor Martin had called EPA and was told 2 different steps had been okayed and sent on to Legal Department. The Legal Department had approximately 6 items on application they weren't too happy about, but thought they could be worked out. Would probably take 3 or 4 more weeks.

Council ask Attorney Stumbo if the City would be required to put water and sewer in if they annexed land east of Hamilton Heights into City. Mr. Wyant owns land directly on the east and then the new Roberson Lumber Co. would be beyond Mr. Wyant's land. The City would have to make all utilities available except sewers. City has no obligation to run lines into sub-division - just run a main along the side and running into the sub-division would be the developers cost. It could be plated at the same time it is annexed into the city. Mr. Wyant indicated he would not be platting his in the near future, therefore there would be no benefit to the City to annex his land into the City.

There being no further business to come before the Council at the present time, by motion duly made and carried the meeting adjourned.



Lila L. Gaddis
City Clerk

The Governing Body of the City of Silver Lake met in regular session on Monday evening June 16, 1975 at 7:00 p.m. with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon (5)
Absent: None.

The minutes of the last meeting held June 2, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon. NAY: None. Ordinance was declared passed and given No. 943.

Mr. Noland and Mr. Zima of Sheriff's Dept. entered the meeting to discuss the possibility of reducing the hours of protection for the summer months due to so many of the officers being on vacation. The proposal was to reduce hours from 64 a week to 40 hours. At 40 hours a week the cost to the City would be \$475.00 a month. New schedule would be 6 hours on Mon; 4 hours on Tues; 4 hours on Wed; 6 hours on Thurs; 8 hours on Fri; 8 hours on Sat; 4 hours on Sun. Majority of coverage during week would be 8:00 p.m. to 12:00 p.m. Six hour days would be 8:00 p.m. to 2:00 a.m. An amendment to original contract, refusing the hours for the summer was discussed. By motion duly made and carried the amendment is to be drawn up by the Sheriff's Dept. and sent on to the City Attorney.

Mr. Noland inquired as to whether or not there was an organization in the area that might be interested in sponsoring a presentation on burglaries that includes films that he has prepared. This would go along with the new Neighborhood Watch Program. Council suggested the SLIP organization. Councilman Dain was to contact Karen Brown - SLIP President to see if they would want to sponsor such a program. The City would have notices printed and thrown with paper. Mr. Noland said he would be in touch with Councilman Dain about the matter. He and Mr. Zima then left the meeting.

Attorney Stumbo presented two descriptions prepared by Engineering Firm. One for right of way itself and the other one easements for access road and outflow of lift stations. Mr. Stumbo had drawn up an ordinance providing for the condemnation and appropriation of lands outside the city limits of the City of Silver Lake for construction of sewer mains, access roads and sewer disposal works, all for the purification of sewage for the City of Silver Lake and for other public purposes; to be approved by the Council. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon. NAY. None. Ordinance was declared passed and given No. 944. As soon as ordinance is published then Attorney Stumbo will file condemnation suit. Mr. Stumbo had heard that Mr. Dougan was interested in taking \$1500.00 an acre for the land, therefore he wrote a letter to Mr. Dougan's attorney to see if they were interested. He had received no reply, so felt Mr. Dougan was not interested in the \$1500.00 figure. Councilman Dain reported he had received a telephone call from Mr. Dougan. He told Mr. Dain he had called his attorney and told him to make an offer of \$1500.00. He informed Mr. Dain the condemnation suit would not succeed as it is not sustainable. Mr. Dougan stated if the City doesn't get things worked out by July 15, they can just forget it altogether. Attorney Stumbo reported it would take 30 to 40 days to get title to land after condemnation suit has been filed. The question was brought up whether the City could go ahead and publish for bids on project after they have received the grant offer. Attorney Stumbo said no bids could be finalized before City gets title to land. Attorney Stumbo suggested City see about procuring money for project. City Clerk was instructed to contact Mr. Cole to see if he could attend the next council meeting being July 7.

The list of Delinquent Water Customers was passed to the Council and the following noted: Dean Andrews \$19.80; Art Jordan \$13.99; John Miller \$16.46; Ed Wapp \$12.14; Ray Weiler \$28.44; total due. Shut off notices have been sent to these customers.

The \$10,000.00 year certificate the City has in Peoples Savings and Loan was discussed. It will be renewed automatically the 1st of July unless City wishes to withdraw the money. A motion was made and seconded to leave the money in Peoples Savings and Loan for another year.

Councilman Lee was to check with the County Health Dept. to see if they would spray the City for mosquitoes.

The mimeograph machine ^{loaned} ~~given~~ to the City for their use was discussed. The machine had been taken to A. B. Dick to be cleaned. The estimated cost would be from \$80.00 to \$85.00. A motion was made and carried to authorize the City Clerk to have the machine cleaned and repaired.

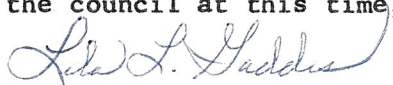
Mrs. Roberson had contacted Councilman Dain to see if the City could ask Mr. Abshire of 420 Apollo not to roto-till dirt behind his property where he has put a garden in as was causing a drainage problem in new housing area. The land has been plated and is dedicated to the City, therefore, Mr. Abshire's garden was put in at his own risk. Attorney Stumbo is to write a letter to Mr. Abshire explaining this to him.

Councilman Lee was to ask Mr. Burton Keller to do some mowing for the City and also inquire about his mowing the empty lot on Center and Sage, owned by Paul Dultmeier.

Councilman Moeckel reported the summer tennis program had a least one session for lessons.

Councilman Lee was to have Mr. Chapman repair some of the alleys in the City.

There being no further business to come before the council at this time, by motion duly made and carried the meeting adjourned.


Lila L. Gaddis, City Clerk

SPECIAL MEETING MONDAY EVENING, JUNE 23, 1975

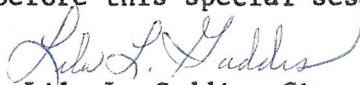
The Governing Body of the City of Silver Lake met in the City Hall on June 23, 1975, at 7:00 p.m. in special session pursuant to a call by Mayor Lloyd Martin upon written request of the City Council.

The meeting was called to order by Mayor Martin and the following Councilman were present: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner (4) Absent: Wayne Bellon.

The notice of special meeting was passed to the Council for their reading and signatures. It is attached to these minutes and considered a part thereof.

Mr. W. A. Richel, CPA with the firm of Paxon and Richel, was present and entered the meeting to discuss with the Council various aspects of the 1976 budget. The Council questioned Mr. Richel on whether or not the City could raise their mill levy. Mr. Richel stated that it could not be raised above the current 6.16 because of the tax lid. City will have to operate in 1976 on about the same amount as was budgeted for 1975.

There being no further business to come before this special session, upon motion duly made and carried, the meeting adjourned.

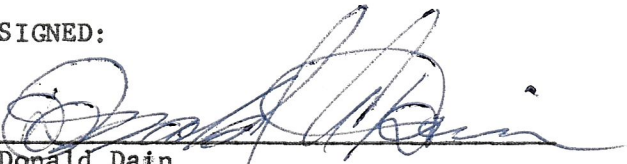

Lila L. Gaddis, City Clerk


June 23, 1975

THE HONORABLE LLOYD E. MARTIN
Mayor, City of Silver Lake, Kansas


We, the undersigned, Councilmen of the City of Silver Lake, Shawnee County, do hereby respectfully request you to call a special meeting of the Council to be held in the City Hall on Monday evening, June 23, 1975, at 7:00 p.m. for the object and purpose of discussing proposed budget and tax levy for the year of 1976, with Mr. Richel, CPA.

SIGNED:


Donald Dain


Leonard Lee


Richard Moeckel


Wayne Kellner

Wayne Bellon

REGULAR SESSION MONDAY EVENING JULY 7, 1975

The Governing Body of the City of Silver Lake met in regular session on Monday evening July 7, 1975, at 7:00 p.m. with Mayor Lloyd Martin presiding and the following Councilmen present: Leonard Lee, Richard Moeckel, Wayne Kellner (3) Absent: Donald Dain, Wayne Bellon.

The minutes of the last meeting held June 16, 1975, and special meeting held June 23, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Leonard Lee, Richard Moeckel, Wayne Kellner. NAY: None. Ordinance was declared passed and given No. 945.

Mowing of vacant lots was discussed. Council suggested the City Clerk write to Mr. Dultmeier and Mr. Dozier asking their assistance in cutting the weeds in their vacant lots by the 21st of July or otherwise other arrangements would have to be made.

Mr. Cole and Mr. McArthur of Beecroft, Cole & Co., Mr. Nelson of Engineering Firm and City Attorney John Stumbo were present to discuss the sewer project. Mayor Martin had received the grant offer of \$668,550. Mr. Nelson reported the Engineers had sent soil test in along with plans and specifications to be approved. Would then be ready to have last addendum added. Mr. Stumbo stated once again it would take from 30 to 45 days to get title to land which the City is condemning for construction of the sewer disposal works. Within 10 days after the suit has been filed the court will appoint appraisers. They have 30 days to arrive at an appraisal figure. At this time the City will have to pay the court the appraisal figure and then will receive title to land.

Mr. Cole suggested the City go with \$100,000 GO bonds and \$200,000 Revenue bonds. Mr. Nelson ask Mr. Cole if the actual amount of the bonds could be made flexible until after construction bids have been received. Mr. Cole said there would be no problem doing this. The City will get money distributed to them approximately every 3 months. Mr. Nelson said the contractors could not be put off more than 60 days, therefore, inner financing might be necessary to pay the contractors. Mr. Cole stated that this could be done, but couldn't issue temporary notes against Revenue bonds. The first payment the City receives would go to the Engineers for their work. After City receives title to land then can advertise 30 days for construction bids. The Engineering Firm will send out for bids. Mr. Cole stated the City could have \$300,000 bond issue within 60 days. Use \$100,000 without going against general obligation debt limit. Put more on Revenue Bonds to keep off of debt limit of the City. Higher rate of interest on revenue bonds - about 1%. Mr. Cole said if bonds were issued today would probably run 7 3/4% on revenue bonds, subject to agreement as the figure being a little high. Run GO bonds at 6 1/2% for 10 years and revenue bonds at 7 3/4% for 20 years. The cost to each user in the City would run approximately \$7.25 per month. The bonds would be issued as callable - early repayment due to growth of the City.

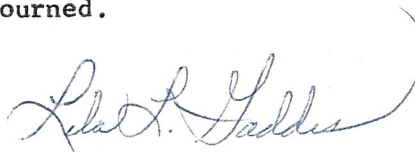
The new Silver Lake East Subdivision #3 was brought up as there would be no federal funding for houses built after October 18, 1972. Developer would have to pay for the cost of the sewer lines in the new area. There will be a mandatory hook up to the sewer required.

Council decided to wait till the next meeting being July 21, to accept the grant offer. This would give Attorney Stumbo time to review the grant offer. Attorney Stumbo was also going to check and see that all the easements had been completed.

Mr. Cole said he would contact Seltsam-Hanni and Columbian Title & Trust, then prepare

agreement between the bonding company and the City. Proposal will be ready for signing by the 21st of July. Mr. Cole is to take the agreement to City Attorney Stumbo to look over. Mr. Stumbo said he would add an addendum to the condemnation suit filed for the land stating the contractors would not disturb the land until the crop has been harvested.

There being no further business to come before the Council at the present time, by motion duly made and carried the meeting adjourned.

A handwritten signature in cursive script, appearing to read "Lila L. Gaddis". The signature is written in dark ink and is positioned above the printed name and title.

Lila L. Gaddis
City Clerk

REGULAR SESSION MONDAY EVENING, JULY 21, 1975

The Governing Body of the City of Silver Lake met in regular session on Monday evening July 21, 1975, at 7:00 p.m. with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Wayne Kellner, Wayne Bellon (4) Absent: Richard Moeckel.

Minutes of the last meeting held July 7, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Wayne Kellner, Wayne Bellon. NAY: None. Ordinance was declared passed and given No. 946.

A representative from the Continental Telephone Co. presented the City with a franchise check in the amount of \$429.00.

Mowing of vacant lots was once again discussed. Councilman Bellon said he would contact Mr. Dozier about the weeds on his vacant lots. Weeds growing up along the walkway was also discussed. Council gave Councilman Kellner authority to contact Gary Peel to see if he would want to cut the weeds for amount not to exceed \$20.00.

The list of Delinquent Water Customers was passed to the Council and the following noted: Tom Priddy, \$54.70; Robert Runyan, \$15.70; Roy Sparks \$13.68, total due. Shut off notices have been sent to these customers.

Councilman Bellon said he would check with the League of Ks. Municipalities on the codification of ordinances for the City.

Water Superintendent Noble was present and informed the council there is considerably more water being pumped this summer than last year, therefore he suggested the council consider putting in a new well as a bigger pump could not be put on present well. There are to be 10 new homes built in the Rural Water District area and 30 new homes in the new Silver Lake East #3 subdivision. Put well in west of town as the pipe is already in. After a short discussion the council ask Water Superintendent Noble to check into drilling a new well. Also to make application with State for drilling the well.

Councilman Dain reported that he had been approached by John Bailey to see if the City would stripe the tennis court. Councilman Moeckel was to look into the matter some time back, so Councilman Dain was going to check with him about the matter.

Mr. McArthur of Beecroft, Cole & Co. was present at meeting with agreement between their company and the City. City Attorney Stumbo had received a written version of the agreement from Mr. Cole. Interest rates quoted in the agreement were 6 1/2% for GO bonds and 7 3/4% for Revenue bonds. Columbian Title & Trust Co. and Seltsam & Hanni had agreed to go in with Beecroft, Cole & Co. in selling the bonds. Mr. Stumbo suggested the City go ahead and issue the GO bonds as will need the money for the land. Mr. McArthur stated that it was up to his company, to get City best possible rates on the bonds. Attorney Stumbo ask if there was an amount included in the grant offer to pay bonding company their 3% on the bonds which would amount to \$9,000.00. Mr. Stumbo said he would check with Mr. Nelson of the Engineering Firm. Number of years to maturity for the bonds will be decided by Council, after Beecroft, Cole & Co. has researched and developed best aspects of market for bonds before actual issue of the bonds. Motion was made, seconded and carried to accept proposal from Beecroft, Cole & Co. for development of financial plan for water, sewage plant revenue and general obligation bonds with understanding the total par value tentatively set at \$300,000.00 remain flexible so that it could be increased if council deemed necessary. Council authorized Beecroft to proceed immediately on securement of \$100,000.00 worth General

Obligation bonds and have proposal for these available for City Council at next meeting, being August 4. The proposal for the remaining balance of \$200,000.00 or more for securement through issuance of Revenue bonds to be presented at a later date as required by City Council.

Question was raised concerning construction of sewer system for new developments (Sub-divisions) within the City Limits after costs for existing dwellings had been established by Engineering Firm. Such additional costs are not covered by EPA grant. Silver Lake East Sub-division - 29 lots plotted on Mariner Street was not included. Mr. Stumbo recommended the City set a cut off date for new construction and advise building that any house built after cut off date will be assessed a hook up fee. He further advised we instruct engineers to develop cost for constructing sewer in all sub-divisions not included, in original sewage construction cost estimate. Motion was made and carried setting July 21, 1975, as cut off date. Resolution drawn up - RESOLVED - That from and after July 21, 1975, a sewer hook-on fee will be charged in an amount to be set by City Council of Silver Lake, Kansas, on all construction of real estate improvements for which sewer hook-ups are required. The hook-on fee will be charged on all property for which building permits are issued after July 21, 1975, and will be paid at the time that the hook-up to the City's sewer system is required.

By motion duly made and carried the grant offer from Environmental Protection Agency was accepted. Attorney Stumbo will handle mailing executed grant to EPA advising them of the City's acceptance.

Attorney Stumbo advises condemnation proceedings against Mr. Dougan property has been filed with the court. Hearing has been set by Court for August 5, 1975, at 1:30 p.m. Judge Allen has been assigned to the case. Mayor Martin and Councilman Bellon will be present at trial to testify on behalf of the City if necessary.

Sheriff's Department contract has been re-written establishing a minimum and maximum number of hours City is to be patrolled. Minimum 40 hours of patrol and maximum - 64 hours. Attorney Stumbo is to meet with Sheriff's Department Attorney to discuss hourly rate as there apparently is a discrepancy in the amount of money that the City is to be charged hourly on new contract versus monthly rate stated in existing contract.


Attorney Stumbo reported that he is still negotiating with Attorney Reamer regarding Ann LaFromboise easement.

Attorney Stumbo advised the Council that he has not been billing the City monthly, however, he will do so in the future.

Council instructed City Clerk to write developers of Silver Lake East No. 3 informing them that recent inspection by City of newly paved Mariner Street reveals substandard construction and unless this condition is corrected, no further building permits will be issued for the development.

Councilman Lee advised the Council that he has received complaints that Rose Jones has set a storage type building on her property, corner of Theresa & Shawnee Sts. Building too close to streets causing blind corner. Council requested Mr. Noble to contact Mrs. Jones and see if they will move the building further from the street.

There being no further business to come before the Council at the present time, by motion duly made and carried the meeting adjourned.


Lila L. Gaddis, City Clerk

The Governing Body of the City of Silver Lake met in regular session on Monday evening, August 4, 1975, at 7:00 p.m with Councilman Donald Dain presiding as Mayor Martin and president of the Council, Wayne Kellner were absent: The following Councilmen were present: Leonard Lee, Richard Moeckel, Wayne Bellon (3).

Minutes of the last meeting held July 21, 1975, were read and approved.

Once again the weeds on the vacant lots owned by John Dozier was discussed as nothing had been done regarding the letter that had been sent or the telephone conversation requesting he mow the weeds. The City Clerk was instructed to write to him once again, giving him till the 18th of August to cut the weeds. If the weeds are still standing, the City will hire the work done and will bill Mr. Dozier for the cost.

Councilman Kellner was absent so there was nothing to report on the weeds along the walkway that needed to be cut.

Councilman Dain had received one more sewer easement and instructed the City Clerk to send one to Mr. Nelson of the Engineering Firm and file one with the Register of Deeds office. Mayor Martin had received the Engineer's estimate of the additional sewer lines needed to be put in the Silver Lake East #3 subdivision.

Mr. and Mrs. Donald Jones were present in regards to the storage type building they have put on their property. The building has been set to close to the property line. Councilman Lee reported that the building was in violation of Ordinance # 932 as requires 7' on sides, therefore, he felt sure it would help cut down the blind corner on Theresa and Shawnee Sts. if the building was moved. Mr. and Mrs. Jones than left the meeting.

Mrs. Doris Roberson who was present at meeting reported that a large evergreen had been planted on the Kingsley property - corner of Pottawatomie and Chestnut blocking the view from the south. Councilman Lee said he would look into the matter.

Mr. and Mrs. Harold Russell, Mr. Carl Ossmann, Architect and two other gentlemen entered the meeting in regards to enlarging the Silver Lake Rest Home. They presented to the Council plans to enlarge and completely remodel the front of the home. The plan had been approved by the Capitol Region Health Planning Council. Interested citizens attending the meeting were Mr. and Mrs. Eldon Roberson, Mr. and Mrs. Norbert Brady, Barbara Bailey and Charles Doebele. The question of there being no fire lane around the home was discussed. Mr. Russell stated that the new building will be completed with a sprinkling system installed. The area in question is zoned Class A residential. The zoning took place after the existing rest home was built. The property owners in the area stated that they would have no privacy if the home was allowed to be enlarged.

At this time the attention of all present was called to the published notice hereby given of the Budget Hearing as of this date for the purpose of hearing objections and answering questions relating to the proposed budget and tax levy for the year 1976. Thereupon, with no objections or questions, the proposed Budget for 1976 was adopted by placing it on final passage by roll call of the following vote: AYE: Leonard Lee, Richard Moeckel, Donald Dain, Wayne Bellon. NAY. None.

Mr. Russell than brought up to the Council the fact that Mrs. Miller had been very generous to sign a 20' easement for sewer on the east side of the Rest Home. He stated that Mrs. Miller would like to resend the easement if it hadn't already been recorded. Councilman Dain stated that the easement could not be resended as it had already been recorded. In regards to enlarging the Rest Home, the first step to be taken was to contact the Planning Commission to see if the area could be rezoned to Residential B. They were to get in touch with Mr. Wm. McDaniel, Chairman of the Planning Commission. At this time all interested parties left the meeting.

Discussion was turned to the Engineer's estimate of additional sewer lines in the new housing development. Mr. Roberson stated that at their figure it would run from \$700. to \$1300 on each lot. City Attorney Stumbo was present and said he would like to talk to Mr. Roberson further on this matter. A benefit district could be set up to take care of the cost or charge hook on fee. Mr. Nelson's feeling was that the cost would be less if it were done now. Mr. Stumbo stated that the City should not allow the Engineering firm to amend the plans to include lines in the new area, but ask for separate bids on both. At this time Mr. and Mrs. Roberson left the meeting.

Water Supt. Noble was present and had received one bid for a new well and pump. The bid was from Jungmann Bros. Drilling in the amount of \$8,410.47. After a short discussion Water Supt. Noble was to contact St. Bd. of Health to see what requirements would be for putting in new well. He was also going to contact Strader Drilling Co. out of Holton. A motion was made and seconded to have Mr. Noble contract for test hole.


Mr. McArthur of Beecroft, Cole & Co. was present with a schedule he had ran on GO bonds at 6 $\frac{1}{2}$ % for 12 years. After reviewing the schedule it was noted that he had taken all of the City's ^{waterworks} income to mature the bonds at an earlier date, leaving nothing in the Waterworks account for different type emergencies that might arise, like drilling for a new well. Mr. Stumbo suggested they make up a new schedule using a figure of \$6.00 for 15 years or \$7.50 for 12 years to see how that would work out. Mr. McArthur said he would make new schedule, then departed from the meeting.

Mr. Stumbo stated that he had heard from Mr. John H. Morse, Regional Counsel for the EPA regarding the property that the City is trying to purchase from Mr. Frank Dougan. In 1974 Washington passed a new section to the Uniform Relocation Assistance and Real Property Acquisition Policies Act in regards to grants. It states that the land owner have the opportunity to accompany the appraiser to the land in question. Than the City would make a written offer. Therefore, Mr. Stumbo had dismissed the condemnation proceeding that he had previously filed on behalf of the City. He had written to Mr. Dougan's attorney asking him to set up a time that Mr. Dougan could accompany Mr. David Craig to the property for the appraisal. After the appraisal the City will make written offer to Mr. Dougan. Mr. Stumbo said the City could stick to the appraisal figure or offer \$1,000 or \$1,200 an acre. After a short discussion, a motion was made and carried to authorize Mr. Stumbo to negotiate with Mr. Dougan's Attorney McLane and offer \$1,500.00 an acre for land under discussion to oppose a condemnation suit.

Mr. Stumbo had contract from Sheriff's Department, which had been redrafted in accordance with his recommendations. By motion duly made and carried the contract was accepted. City Clerk was instructed to keep original and send the other two copies back to Mr. Stumbo upon completion of the Mayor's signature.

Councilman Lee reported that May-Ransom-Sheetz had repaired Mariner St. in the new subdivision. They are to send a letter to the City guaranteeing the street work. Upon receipt of the letter, building permits may be issued for that area. Councilman Lee also reported that there had been complaints about the weeds growing around the metal building behind the post office. The weeds are getting so tall it is blocking the view as you drive through the alley. The building belongs to the Mason's, therefore, the City Clerk was instructed to write a letter to Mr. Charlies Wilson asking their assistance in cutting the weeds.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.


Lila L. Gaddis
City Clerk

The Governing Body of the City of Silver Lake met in regular session on Monday evening, August 18, 1975, at 7:00 p.m. with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon (5) Absent: None.

Minutes of the last meeting held August 4, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon. NAY: None. Ordinance was declared passed and given No. 947.

Mr. and Mrs. Harold Russell, Manager of the Silver Lake Rest Home and Mr. Ossmann, Architect were present at meeting to discuss enlarging the Rest Home. Mr. Russell stated that to make building plans to coincide with zoning requirement of 50' side yards was impossible, so the Russell's ask Mrs. Miller if she would be willing to sell her home. She indicated that she would be willing to do so. Therefore, Mr. Ossmann drew up new plans for the Rest Home. Mr. Russell said building on new home to the one already located would require two administrators. They would de-commission present nursing home and change it to a boarding home where ambulatory patients and people with no homes could live. These people would only require a minimum of nursing care. The new plans were drawn up going straight north of the present Rest Home. The first section was a living area, dining and kitchen areas, which would be large enough for both facilities. Then there is a T area which would have 50 beds located in it. Then north beyond this would be another area with 27 additional beds. The new part would be entered from the north, where the administrators office would be. The State Board of Health has approved 77 bed intermediate care and with 27 boarding care would be a total of 114 beds. There would be a patio built north of the living room area. The new plans allows sides to be 20' from property lines. Mr. Ossmann stated the building would be frame with agrogette exterior. Mr. Ossmann had contacted Shawnee Planning Commission and Topeka Planning Commission and neither one has a 50' side yard requirement in regards to nursing homes, etc. Mr. Russell proposed two things to the City - First to ask if the Council could expedite the matter by resending the 50' side yard, which is one of the requirements listed in the Zoning Ordinance to 20' and Second - could they possibly use the date of August 4, 1975, for the application as they felt that they were ready to file the application, but that the City didn't have any available. City Attorney Stumbo was present and suggested that they couldn't have made application with the Planning Commission for the rezoning at that time, because of the 50' side yard requirement. If Council decides against changing the Ordinance, than it will have to go before the Zoning Board of Appeals. Due to a time limit that Mr. Russell has with the State Board of Health, Mr. Stumbo suggested that the Russells meet simultaneously with the Zoning Board of Appeals and the Planning Commission. Date of hearing must be published and there has to be 20 days pass between publication and date of hearing. Mr. Russell stated that the only modification forseen at this time is that the 27 additional beds might be detained. If the building that is now being occupied at the Rest Home is not accepted as a boarding house, there will be two administrators required. The existing entire facility will have sprinkled system. New construction - halls must be 6'. Construction complies with all State requirements. Have also changed the name to Lake Side Health Center - Silver Lake. Mr. Stumbo was to contact Mr. Russell to let him know the Council's decision as to whether they would resend the 50' side yard requirement or whether they would have to go before the Zoning Board of Appeals. Mr. and Mrs. Russell and Mr. Ossmann than left the meeting.

The list of delinquent water customers was passed to the Council and the following noted: Harry Adams, \$23.57; Bahner's TV Service, \$7.74; Arnold Deichel, \$22.03; Paul Dultmeier, \$16.85; total due. Shut off notices have been sent to these customers.

A member of the Sheriff's department presented the Reserve's report for the month of July. Mr. Noland was unable to attend the meeting, so Councilman Dain was to get in touch with him regarding the hours of patrol the City wanted after school starts.

Mr. McArthur and Mr. Cole of Beecroft, Cole & Co. were present with 2 new schedules regarding maturity of bonds for the sewer project. One was for \$7.50 a month with 12 years on GO bonds and 20 on REV bonds. The other was for \$6.00 a month with 15 years on GO bonds and 20 on REV bonds. Mr. Cole reported that he had just found out that the whole \$300,000 could be put on GO bonds without an election and wouldn't count against the debt limit. There is a 30 day protest period. If 2% of voters protest, than it would require an election. After a short discussion Mr. Cole was ask which one of the scheules he would recommend. He thought the \$6.00 a month figure would be the best. Added growth would help on the cost of maturing the bonds. Pay off bonds from the monthly sewer charge. Mayor Martin inquired as towthether or not the sewer charge that will be due from each residence could be paid for in one lump sum. Mr. Cole said there was no special assessment so it could not with it set up this way. By motion duly made and carried the Council accepted the schedule with the \$6.00 a month figure for sewer charge and authorized Beecroft, Cole & Co. to proceed with obtaining a \$100,000 GO bonds with the interest rate of 6½% for the first 10 years and 6½% for the last 5 years. Mr. McArthur and Mr. Cole than left the meeting.

Water Supt. Noble was present and had received a letter from Strader Drilling Co., Holton, Ks. in regards to drilling a new well. They can rebuild the present well with new casing, etc. for \$9,476.00. The Council ask Mr. Noble what he would recommend and he suggested they go ahead with the new casing, as it would be like a new well. Would pump 300 gallons a minute, which would be double the capacity as the present well. Could continue to use existing building. This way the City could stay away from the State Board of Health requirements. After a short discussion the council ask Mr. Noble if he would contact Mr. Strader and ask him to attend the next meeting, being September 2, 1975. Mr. Noble suggested that it be metered which would run an additional \$600.00. The 4" line from the fire hydrant out to the well, being 540' would have to be replaced with a 6" line. Approximate cost at \$5.50 a foot - \$3,000.00 for the y" line. Mayor Martin ask the City Clerk if she would contact Mr. Lutz of the Water Resources Office, to see if he would attend the next meeting in regards to getting permit to increase pumping water.

Mowing the weeds on the vacant lots of John Dozier was again discussed. Councilman Lee indicated that he didn't know whether or not Mr. Keller would want to do the work, but said he would ask him. Councilman Dain said he would check with Cecil Hamilton to see if one of his boys would want to cut the weeds. Councilman Lee was to check into weeds growing in the alley behind Calderwood's.

The \$10,000 CD in the Silver Lake State Bank will be renewed again the 21st of August for another 90 day period. Due to the City thinking of putting in a new well, the question as to whether the Council wished to leave the \$10,000 in savings or draw it out at this time was brought up. The Council all agreed to leave it in savings.

The 65th Annual Convention of the League of Kansas Municipalities will be held Sept. 21, 22 and 23 in Overland Park. By motion duly made and carried, Councilmen Donald Dain and Leonard Lee were designated as voting delegates and Richard Moeckel and Wayne Kellner as alternates to represent the City of Silver Lake at this convention.

City Attorney Stumbo accompanied David Craig to the Dougan property for the appraisal. Mr. Dougan was unable to attend. Mr. Stumbo had received a letter from Mr. Craig regarding the appraisal of the land. Mr. Craig's value of the 37.4 acres of land was \$1,000 per acre or \$37,400. He also stated that between the proposed lagoon and creed draining Silver Lake is approximately 17 acres of land which will be slightly more difficult to farm in the after condition and will have located through the middle of it the force main feeding the treatment facility. Based on these

factors, he felt the value of this 17 acres should be reduced by approximately 25%. This makes a total consideration for the loss of the 37.4 acres and damage to the remainder of his properties of \$41,650. Mr. Stumbo had an appointment with Mr. Dougan's attorney the next day, being August 19. After a short discussion by motion duly made and carried the council authorized the City Attorney to propose in written form to Mr. McClain the City's offer of \$41,650. for the land. Mr. Stumbo said he would compromise with \$1500.00 an acre orally with Mr. McCalin. If there is no deal, Mr. Stumbo was to re file the condemnation suit. Mr. Stumbo had written to the EPA relating to them all the facts that have led the City to the condemnation suit, as he wanted them to know in case Mr. Dougan tries to stop the City from receiving the Grant money. Mr. Stumbo stated that by the next meeting the land would have been bought or he would file the condemnation suit once again. Payment for the additional sewer lines for the new sub-division was again brought up. A Benefit District would be established for a 10 year period to pay for the additional cost. The cost would be added on to the bond issue - special assessment and than the State Treasurer would send money to the City.

Councilman Dain had received the new flood plain map for the City of Silver Lake. Will be effective October 24, 1975.

Discussion once again turned to the Silver Lake Rest Home. Whether the City Council could resend the 50' set back on side yards or have Mr. Russell make application to the Zoning Board of Appeals to grant waiver of the requirement was discussed. A motion was made to have set back of 50' amended. The vote of the Council did not carry, therefore, City Attorney Stumbo was to notify Mr. Russell that he would have to make application to the Zoning Board of Appeals. Mr. Stumbo said they could file simultaneously with the Zoning Board of Appeals for the waiver of the 50' side yard and the Planning Commission to change the zoning of the property in question.

Mr. Stumbo had brought a fee schedule from Topeka for the Council to look over. He suggested the City establish a fee schedule for anyone making application to the Zoning Board of Appeals or the Planning Commission, for all groups - Residential A, Residential B, Commercial and Industrial. The fee is used to pay for the cost of publication and notices that have to be sent to all residents residing within 200 feet of the Rest Home. After a short discussion by motion duly made and carried the City Council established a fee of \$80.00 for all applications to the City Planning Commission and \$20.00 for applications to the Zoning Board of Appeals for all groups - Residential A, Residential B, Commercial and Industrial.

The weeds along Lake St. over by the school was discussed. Councilman Lee said he would call the County to see if they would mow them before school started.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.



Lila L. Gaddis
City Clerk

The Governing Body of the City of Silver Lake met in regular session on Monday evening, September 2, 1975, at 7:00 p.m. with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon (5) Absent: None.

Minutes of the last meeting held August 18, 1975, were read and approved.

Mayor Martin reported the hearings in regards to the Rest Home had been set for September 22 with the Zoning Board of Appeals and September 23 with the City Planning Commission. Both meetings are scheduled for 7:30 p.m.

City Clerk had contacted Mr. Lutz of the Water Resources Board in regards to the City making application for pumping more water. Mr. Lutz said the City was okay and wouldn't have to make application at this time.

Mayor Martin had been in contact with City Attorney Stumbo. Mr. Stumbo had offered the \$1500 an acre to Mr. Dougan and the offer was refused, therefore, Mr. Stumbo was to re file condemnation suit with the court. He stated it would probably be the latter part of October before the City would get title to the land.

Mayor Martin had called the County Commissioner regarding the odor from the Lake area. He said he would check into the matter and see what could be done. The Health Department has taken care of it in the past.

Mr. Strader from Holton and two associates were present at meeting to discuss the possibility of putting a new casing in the present well. Mr. Strader suggested putting a 12" casing, gravel pack and acidite the well. Also set a new larger pump 500 gallon per minute in place of 300 gallon. The extra cost for the larger pump would be approximately \$600.00. They estimated a week to do the work. Mr. Strader had been out to the well and said they would have to put their equipment in Wyatt's garden spot. Council said there should be no problem in doing this. Water Supt. Noble said he would like to wait until it turned cooler before the work was done. Mr. Strader said they could get on the project within a 2 week period after they were notified by the City. Mr. Strader said he could make out a contract for the city to look over. He suggested putting a new pipe line out from building 6 feet and then down. A motion was made and carried to have Mr. Strader draw up the contract stating price for new casing and present it to Council by the next meeting being September 15. Mr. Strader and associates than left the meeting.

Mr. Paul Dultmeier was present at meeting to discuss a building permit which had been denied by the Building Inspector. The permit was for a detached building. The building has been set 2' from property line. City Ordinance 714 has a 7' side yard requirement. City Attorney Stumbo was present and suggested to Mr. Dultmeier than he address a letter to the Zoning Board of Appeals regarding the matter. Mr. Dultmeier than left the meeting.

Attorney Stumbo reported that the condemnation suit and been refiled on the 28th August as Mr. Dougan had rejected the City's offer. Mr. Stumbo said he still had two easements to obtain for the sewer project.

In regards to the Rest Home, Mr. Stumbo's office had sent out 57 letters to residents within the 200' area advising them of the hearing. After the hearings with the Zoning Board of Appeals and the City Planning Commission the City Council will hold a special meeting on the 29th of September.

Councilman Lee reported that their are about 6 dead trees in the City that needed to be cut. A motion was made and carried to have Street Commissioner Lee make a contract to have the work done.

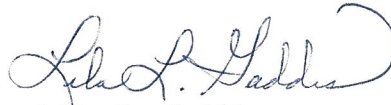
The Student Council at the high school was wanting to know if the City could put up yield signs at the corner of Rice and Lake Street. After a short discussion a motion

REGULAR SESSION SEPTEMBER 2, 1975 (Continued)

was made and carried to have Councilman Lee get street signs that were needed, including yield signs for corners of Apollo & Lake Street and Mariner Dr. and Lake St. Mr. Alexander of the school had ask Mayor Martin about some signs to be put up where the school buses load.

Councilman Moeckel reported that the Lions Club had inquired as to putting more trees in the park area.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.



Lila L. Gaddis
City Clerk

The Governing Body of the City of Silver Lake met in regular session on Monday evening, September 15, 1975, at 7:00 p.m. with Mayor Lloyd Martin presiding and the following Councilmen present: Leonard Lee, Richard Moeckel, Wayne Kellner (3) Absent: Donald Dain, Wayne Bellon (2).

Minutes of the last meeting held September 2, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Leonard Lee, Richard Moeckel, Wayne Kellner. NAY: None. Ordinance was declared passed and given No. 948.

Councilman Lee reported that the street light at corner of Gemini & Apollo is on all the time. The City Clerk was instructed to call KPL on the matter. Also City Clerk was to ask KPL with the City has to do to have lights installed on Rice St. and Mercury.

Mayor Martin reported that Mr. Dultmeier was continuing to build on property on Sage, therefore, he had contacted City Attorney Stumbo and Mr. Stumbo said he would send a letter to Mr. Dultmeier.

Mr. Axthelm and Mr. Kelsey of the Lions Club presented to the Council a plan for landscaping the park which Heifner Nursery had designed. The design was for the whole park. Lions Club preliminary plan was to plant some of the trees this fall. Have 55 plantings in all - do part of it this year and than finish it in the future. They were wondering if the Council would approve of such a plan. Also had drawn in the plan the possibility of another tennis court and enough horse shoe pits for two games. They discussed putting lights around the tennis court. With Council's approval of the plan Mr. Axthelm and Mr. Kelsey than left the meeting.

Water Superintendent Noble had received a letter from Mr. Strader of Strader Drilling Company out of Holton. Mayor Martin read the letter to the Council. In the letter Mr. Strader quoted two different options for rehabilitating the City's west well. The first option was with a 300 gpm pump at a cost of \$9,476.00 and the second option with a 400 gpm pump at a cost of \$10,941.00. Mr. Noble said the smaller pump would supply the needs at the present time, but he recommended going with the larger pump. A motion was made and carried to have the larger pump installed. There will have to be 540' of line changed, but could do the work before the well is rebuilt. Mr. Noble estimated approximately \$4,000 for putting in the new line. A motion was made and carried to have Mr. Noble go ahead and order pipe for the project.

Mayor Martin had received a call from Bill McDaniel informing him that Tom Burger did not want to be a member of the City Planning Commission. Another person would have to be appointed. City Attorney Stumbo said two members on the City Planning Commission was to reside out of the City, but within a 3 mile area.

Mr. Stumbo reported that the easement on Mr. Talbott's property might have to be condemned therefore, he ask Mr. Nelson to prepare legal description. He said he would check with Councilman Dain on the matter. Mr. Stumbo had met with Mr. Reamer on the LaFromboise easement and had come to an agreement. They re-drafted easement so the City does not have to restore any part of the easement. Construction can go in front of the fence. Restore only on land she owns. Mr. Stumbo was to get signature on the new easement.

On the condemnation suit against Mr. Dougan for the land, Mr. Stumbo reported the court had appointed Mr. Hesse, Mr. Gillon and Mr. Taggart as the appraisers. The injunction action hearing would be held as soon as possible. Mr. Stumbo stated that several of the Council would have to testify as to the validity of the contract, the City had with Mr. Dougan.

The list of delinquent water customers was passed to the Council and the following noted: Art Jordan, \$8.28; John Miller, \$32.15; Brown Rental, \$7.74; Bill Weiler, \$15.62; Wm. Worrell, \$14.29; total due. Shut off notices have been sent to these customers.

Next Mr. Stumbo recommended the City enact ordinance to authorize the sell of bonds. A motion was made and said ordinance to authorize the sell of bonds, be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Leonard Lee, Richard Moeckel, Wayne Kellner (3) NAY. None. Ordinance was declared passed and given No. 949. Another motion was made and carried to pass Resolution pertaining to selling of bonds.

Councilman Lee reported that some ally's needed to be repaired before winter. A motion was made and seconded to have Councilman Lee go ahead with the repairs that were needed.

Mr. Jones had not removed the storage type building that had been set to close to the property line. Mr. Jones was informed that he was in violation of the ordinance at the August 4 council meeting. City Attorney Stumbo was to write a letter to Mr. Jones about the matter.

There being no further business to come before the Council at the present time, by motion duly made and carried the meeting adjourned.



Lila L. Gaddis
City Clerk

SPECIAL MEETING MONDAY EVENING SEPTEMBER 29, 1975

The Governing Body of the City of Silver Lake met in the Silver Lake High School on September 29, 1975, at 7:00 p.m. in special session pursuant to a call by Mayor Lloyd Martin upon written request of the City Council.

The meeting was called to order by Mayor Martin and the following Councilmen were present: Donald Dain, Richard Moeckel, Wayne Kellner, Wayne Bellon (4) Absent: Leonard Lee.

The notice of special meeting was passed to the Council for their reading and signatures. It is attached to these minutes and considered a part thereof.

The meeting was to discuss rezoning the area where the Silver Lake Rest is now located from Residential A to Residential B.

Mr. Stumbo, City Attorney, Mr. and Mrs. Harold Russell, Manager of the Rest Home, Mr. Ossmann, Architect, Mr. Wilmer Henderson, Social Services Dept., Dr. Mark Ardis, Director of the Veterans Administration Hospital and approximately 60 interested citizens were present for the meeting.

City Attorney Stumbo explained what the meeting was about. The City Planning Commission had already had a hearing on the rezoning of the area in question and it had been denied. Ks. Statute 12-708 states the Governing Body of the City has final say on rezoning.

Mr. Russell introduced Mr. Henderson and Dr. Ardis of the VA Hospital. They had been ask to attend the meeting to clarify the type of VA patients that are placed in rest homes. After some time was spent on this someone stated that the concern of the citizens was rezoning only, not the type of patient that might or might not be placed in the home. Leave the rezoning as Class A Residential. Mr. Russell agreed that rezoning was the main problem.

Mr. Russell stated that they had two meetings. One with the Zoning Board of Appeals to have the 50' side yard requirement waived which was denied and the one with the City Planning Commission for rezoning the area which was also denied. He said they had three different plans - 1st being the Rest Home went within 10' of property lines. 2nd - they had ask Mrs. Miller to sell her property on the north of the Rest Home. She had consented to do so, therefore, they modified their plan to come up with 77 beds in new area. 3rd - Plan modified to 65 beds - most modern that can be built today and he was asking the Council to consider the new proposed plan. Mr. Ossmann than explained the new plan. Plan is designed with 50' set back in all direction - provided more than ample parking, also screening where the facility might interefere with the residents. Building would be latest design with sprinkler system. New home to be built to come up to the VA standards and said it would be an asset to the City.

At this time a number of residents voiced their opinion on rezoning the area. After the Council had heard all the pros and cons they discussed the matter among themselves for a lengthy period of time. Mayor Martin than called order and explained to the people that a motion had been made, seconded and carried to continue the hearing for 3 more weeks, making a decision on the matter on October 20, 1975.

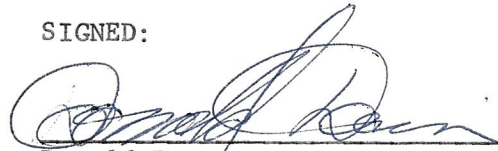
There being no further business to come before this special session, upon motion duly made and carried, the meeting adjourned.


Lila L. Gaddis
City Clerk

TO THE HONORABLE LLOYD E. MARTIN
Mayor, City of Silver Lake, Kansas


We, the undersigned, Councilmen of the City of Silver Lake, Shawnee County, Kansas, hereby respectfully request you to call a special meeting of the Council to be held at the City Hall on Monday, October 29, 1975, at 7:00 p.m. for the object and purpose of discussing the rezoning of the area where the Silver Lake Rest Home is located from Residential A to Residential B.

SIGNED:




Donald Dain

Leonard Lee



Richard Moeckel



Wayne Kellner



Wayne Bellon

REGULAR MEETING OCTOBER 6, 1975

The Governing Body of the City of Silver Lake met in regular session on Monday evening, October 6, 1975, at 7:00 p.m. with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Wayne Kellner, Wayne Bellon (4) Absent: Richard Moec kel (1).

Minutes of the last meeting held September 15, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Wayne Kellner, Wayne Bellon. NAY: None. Ordinance was declared passed and given No. 950.

The Council discussed the possibility of putting additional street lights in the Silver Lake East Subdivision. The City Clerk was ask to call KPL to see what requirements were needed in the way of easements, etc., and then was to notify Councilman Lee, so he could determine where the street lights were to be placed. A Resolution would be passed at the next meeting in regards to the street lights.

The Delinquent Water Customer List was passed to the Council and the following noted: Don Bell, \$23.17; Norman Biswell, \$23.87, Bennie Dick & Sons, \$19.03, Kenneth McRoberts, \$14.06; Herman Sorrells, \$25.42; total due. Shut off notices have been sent to these customers.

Bids for snow removal was brought up. After a short discussion, a motion was made and seconded to have Councilman Lee contact Mike Deiter and ask him to meet with the Council regarding snow removal.

City Attorney Stumbo was present and reported that Mrs. Donald Jones had called him, with a request asking the Council to let them wait till spring to move their storage building which is in violation of the City Ordinance. After a brief discussion, a motion was made and seconded to give Mr. Jones till May 1, 1976, to move the building. If the building is not moved at this time, the Council will ask for a penalty to be assessed at not less than \$5.00 nor more than \$100.00 per day. The City Clerk was instructed to write to Mr. Jones letting him know of the Council's decision on the matter.

It was reported that Mr. Paul Dultmeier had cut the garage or storage building back at 125 Sage Rd. to be a minimum of seven feet from the property line. He hadn't cut the overhang back yet, but said that he would do so.

Mr. Stumbo reported that the injunction action filed was tentatively scheduled to go before the court on October 20 or the 21st. He was going to meet with Mr. Stallings and Mr. Nelson of the Engineering firm. He had prepared a list of witnesses to be called which included Mayor Martin, Councilman Bellon, Councilman Lee, Jay Stallings, Bill McDaniel and possibly Jim Waugh. Mr. Stumbo had taken copies of 3 sets of minutes taken at meetings on November 21, 1974, May 19, 1975 and June 16, 1975, to present to the court. The appraisers are ready to go as soon as the injunction action is heard. Would probably have a decision in 3 to 4 days. If the City is successful with the hearing, than they will know what they owe for the land as soon as the appraisers make their decision.

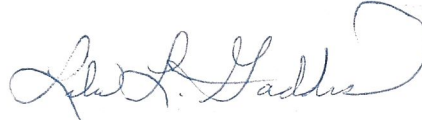
Councilman Dain, Mr. Nelson of the Engineering Firm and Mr. Stumbo was to work on one final easement the middle of the week. Mr. Nelson has everything ready except for some addendums and specs to be done right before advertising for bids. Estimated December 1 for Contract bids. Mr. Stumbo had filled out a form to be sent to the EPA so payment of \$45,000.00 could be sent to pay the Engineer's their fee and also \$400.00 for David Craig's appraisal fee.

REGULAR MEETING OCTOBER 6, 1975 (Continued)

In regards to rezoning the area where the present Silver Lake Rest Home is located, Mr. Stumbo had checked on Rezoning Applications at the Attorney General's office. If the Council's decision is different than the City Planning Commission's decision, than it has to be sent back to the Planning Commission. If the Planning Commission does not act within 10 days the whole matter is finished.

Councilman Kellner brought up to the Council that the City should obtain some liability insurance. Mr. Stumbo said this was a good idea. A motion was made and seconded to have Councilman Kellner check into the matter.

There being no further business to come before the Council at the present time, by motion duly made and carried the meeting adjourned.



Lila L. Gaddis
City Clerk

The Governing Body of the City of Silver Lake met in regular session on Monday evening, October 20, 1975, at 7:00 p.m. at the High School with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon (5) Absent: None.

Minutes of the last meeting held October 6, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon. NAY: None. Ordinance was declared passed and given No. 951.

In regards to the rezoning of the area where the Silver Lake Rest Home is located, a statement drawn up by residents against the rezoning was read by Eldon Roberson. After the statement had been read Mayor Martin passed to the Council to read some letters that had been handed to him. Mayor Martin noted that some of the letters were from citizens residing in the Silver Lake East Sub-division. Mr. Vincent had offered to sell a piece of ground in the Sub-division to the Russels. Mayor Martin stated that when and if this were proposed to the City, it would have to be turned over to the Zoning Board of Appeals as the area is not zoned for nursing homes, therefore, there would be no vote on this tonight. The statement that was read by Mr. Roberson ask the Council to have a show of hands from those against the re-zoning. At this time Mayor Martin ask the ones that opposed the rezoning to raise their hands and also the ones that were for the rezoning. There were a lot of the letters received that were against the re-zoning, but for having a Rest Home located somewhere else in the City.

Mr. Russell than took the floor for a few minutes. He stated that it would be technically impossible to maintain the Rest Home where it is now located. He said he has really tried to find a new location for the Rest Home, as he had visited with several people that own land around the City about the matter. Mr. Russell said the Rest Home had a good location where they are. Easy to get to town. He felt it was unfortunate the lots adjacent to Rest Home had such small back yards. He ask the Council to take into consideration No. 1. There is a Rest Home there. No. 2. The investment that has been made in the last 9 years. No. 3. He felt that he had done his best at each meeting with the City Planning Commission, Zoning Board of Appeals and City Council to comply.

Mayor Martin ask the Council if there were any questions. None were ask. A motion was made and seconded to accept the recommendation of the City Planning Commission and deny the application for re-zoning as submitted by Florence Miller and Mr. and Mrs. Harold Russell on property described in application. Motion was carried by a vote of 4 to 1. Mayor Martin than called a five minute recess.

Several citizens stayed for the rest of the meeting and wanted to know what had been happening in regards to the sewer. Mayor Martin explained that the City had received the grant offer. The Federal government will not let the City let bids until the City has deed to land. Mayor Martin, two councilmembers and City Attorney Stumbo were in court today on the condemnation suit. The City has the right to take a piece of ground, it is just a question of how much money.

Mr. Gary Pence was present and discussed with Council about putting a street light in front of his property. If the wire leading from the back property can be brought to the street without running over corner of house, Mr. Pence has no objection to a street light in front of his property. Councilman Lee recommended putting up three new street lights plus the one in front of the Pence property if KPL could do it without running the wire over the corner of the house. A motion was made and seconded to pass Resolution to have KPL install the four new lights at 1. 20 yards east of intersection

REGULAR MEETING OCTOBER 20, 1975 (Continued)

of Lake Street and Mariner Dr., 2. One lot west on north side of street on lot line at intersection of Gemini & Rice Rd., 3. South side of lot on west side of street at intersection of Mercury St. and Rice Rd., 4. Middle block on Rice Rd. in front of residence 413 Rice Rd.

The overhang on the storage building at 125 Sage Rd. on Paul Dultmeier property had not been cut back. A motion was made and seconded to have City Attorney Stumbo correspond and have Mr. Dultmeier cut back the overhang to 16" from location of wall.

Councilman Lee had nothing to report on snow removal, but said he would check on it by the next meeting.

Discussion turned to inviting the members of the City Planning Commission to the next council meeting for the purpose of getting things started towards planning the area around Silver Lake. Have a plan drawn up to have different areas in the City zoned. City Attorney Stumbo said he would check with the State Economic Development Commission to see if he could get someone to attend the meeting to help with the planning. A motion was made and seconded to have the City Clerk write to the members of the City Planning Commission inviting them to the meeting of November 3, explaining to them what the meeting would involve in relation to the Planning Commission.

Councilman Lee had been approached by several citizens asking the Council to approve putting a dead end sign at the corner of Lake St. and Madore. A motion was made and seconded to have Councilman Lee take care of the matter. Another matter brought up was tube put in for water drainage on the south side of Lake St. where the water drains into the lake. Water Superintendent Noble said it should be cemented. A motion was made and seconded to have Mr. Noble take care of the problem.

Councilman Kellner reported that he had done some checking on liability insurance for the City. The insurance is rated on the population of the City. Had no rate figures, but was to get some by the next meeting.

City Attorney Stumbo reviewed for the Council that the injunction hearing was held that afternoon at 1:30. Had conference in Judge's chambers, than the Judge decided he would hear evidence on the case. Took evidence from Mr. Dougan. Was late so they adjourned the hearing for the day. Mr. Stumbo said they might hear the rest of the case the following Wednesday. Mr. Dougan told Mr. Stumbo that if he should lose the case he is going to get the EPA to decline the City's grant. Mr. Stumbo was going to check with the EPA to see what Mr. Dougan can do to hold things up. If necessary Mr. Stumbo would ask for injunction from our court to keep Mr. Dougan from delaying.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.



Lila L. Gaddis
City Clerk

REGULAR SESSION MONDAY NOVEMBER 3, 1975

The Governing Body of the City of Silver Lake met in regular session on Monday evening, November 3, 1975, at 7:00 p.m. with Mayor Lloyd Martin presiding and the following Councilmen present: Donald Dain, Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon (5) Absent: None.

Minutes of the last meeting held October 20, 1975, were read and approved.

Mayor Martin reported that he had received City's first check from the EPA in the amount of \$41,000.00.

Mr. Harold Russell from Silver Lake Rest Home was present. He had visited with Mr. Schidler's son in regards to some land for a new rest home. At the present time they have decided not to sell any of the land. Mr. Russell ask the Council for any suggestions or ideas as there isn't any additional land zoned. Mr. Russell also inquired as to whether the Council thought the Planning Commission would approve a plan if they didn't expand the Rest Home beyond the north property line, but keep it in the area that it is now in. Since five members of the City Planning Commission were present at meeting, Mayor Martin suggested getting their views on the matter. Most of the members of the City Planning Commission agreed to not changing ordinance and leave zoning as it is now. Mr. Bailey ask Mr. Russell if he could build on the north of the railroad tracks. Mr. Russell than wondered if the City would be willing to run water and sewer lines to the Rest Home. City could do this subject to Mr. Russell paying the cost. Mr. Bailey felt the people were against the re-zoning of the area and would be futile for Mr. Russell to try again. Mr. Russell ask if anyone knows of any property for sale in the future, to please give him a call. He than left the meeting.

City Attorney Stumbo had written to Byron Wood of the State Economic Development Commission asking their assistance in helping the City Council and the Planning Commission in the planning and development of the City. Mr. Wood and associate Mr. Machada were present at the meeting. Mr. Stumbo stated that most communitis have a master plan for projection future zoning. The City has the power to zone area up to 3 miles from City Limits. Mr. Stumbo's concern forthe City is that the boundaries cover a very little area. Some more land should be annexed into the City. Topeka's Planning Commission has done two things - First had a map drawn up with different colored areas for the different types of zoning and second they have a written document which gives an end project. Mr. Stumbo had also written a letter to Dr. Deines at Kansas State University to see if there would be a possibility that some of the students could be of assistance to the City in this matter. Mr. Machada suggested that if the City could get some help from the college that it would be free and the students do a good job with the professors to guide them. If the City would ask for the help of the State Economic Development Commission, they would have to be put on a list, so there would be money allocated for the project. The money for this year has already been allocated, therefore, it would be July, 1976, before there would be any money available. Two thirds of the money would come from 701 funds and the City would have to pay one third. The cost for a full mini plan would run around \$9,000.00. The City's amount being \$3,000.00. Mayor Martin ask the City Planning Commission what they thought about having some kind of plan. They all felt that the way the City is growing and once the sewer has been put in that the City will need a plan. Mr. Machada said if the City was interested to go ahead and file an application. Takes from 6 to 8 months to finish a set of plans. There are five to six applications on file at the present time. After the plan has been established have a Community Development to follow thru. Mr. Stumbo was to pursue the matter with Kansas State University and go ahead with the application. Mr. Woods and Mr. Machada than left the meeting.

Mr. Bob Deiter attended the meeting in regards to snow removal for the City. He stated that Mike was interested in doing the snow removal again for the 75-76 season. The Council discussed with Mr. Deiter about piling the snow in different areas. A motion was made and seconded to accept Mr. Deiter's bid of \$25.00 an hour for snow removal on city streets for the 1975-76 season. Mr. Deiter than left the meeting.

Mayor Martin gave check received from EPA to Mr. Stumbo. A motion was made and seconded to have check received as proportion of EPA Grant to be put in the City's General Fund. Mr. Stumbo reported that he had went to Kansas City to visit with the EPA. The EPA said Mr. Dougan's threat to have the grant cancelled could not be done. Mr. Stumbo had heard nothing more from Judge Allen in regards to the injunction hearing. He was to have a meeting with Judge Vickers to see if it couldn't be heard in the near future. Mr. Stumbo stated that Mr. Dougan's appeal will not stop the City from going ahead with the project. City would have to put \$2,000.00 an acre back in case they lost the appeal. Mr. Stumbo had written a letter to Mr. Ed Nichols asking them to hold the bonds in abeyance for the time being until the final determination of the injunction proceeding and that he would keep them informed. Mr. Stumbo indicated that since the first interest payment on the bonds would be due in September, 1976, they might have to have the bonds reprinted with another date for the first interest payment.

Mayor Martin reported that he had been out with KPL and a decision was made not to put a street light in the middle of block on Rice Rd.

Mr. Noland from Sheriff's office was unable to attend meeting. The Council had several questions on the patrolling, so the City Clerk was ask to contact Mr. Noland to see if he could be present at the next meeting, being November 17.

Mr. Paul Dultmeier entered the meeting in regards to the storage building at 125 Sage Rd. He stated that the wall had been moved back from property line the 7' requirement. The ordinance does not have anything specific about overhangs. The Council felt that the matter should be run through the Zoning Board of Appeals to have them give a clear interpretation on the overhang. Mr. Dultmeier wanted the matter resolved immediately, no matter what the decision was. After a lengthy discussion, a motion was made and seconded that since the City's ordinance is not clear - if Mr. Dultmeier will cut back the overhang where rafters meet ceiling joice being 2½ Feet at rear from property line, it would be acceptable. Three Council members voted for it and 2 members sustained. Mayor Martin said from now on a sketch must be drawn before a building permit would be issued. Council ask Mr. Stumbo to draw up an amendment to Ordinance having defined where the drip line, eaves and walls should be from property line.

Water Superintendent Noble was present and ask Council how do you get people to get a building permit? A motion was made and seconded to have Mr. Stumbo draft a letter to send to WHOM IT MAY CONCERN - No building will be started without a building permit displayed on the building. Any person who violates the Ordinance shall be fined \$100.00. The letters are to be distributed with the Topeka Capital and the Journal.

Councilman Lee had received a complaint from Mrs. Immenschuh about her drive way not being properly graveled after a water line had been put in. Mr. Noble was to check on it.

Councilman Lee also brought up the fact that the City would be facing a problem next year on having a full time man to check the sewer, etc. He felt the City should consider ~~building~~ ^{buying} a vehicle. A ½ ton truck was discussed. Councilman Bellon said he would get some specs and go over them with Councilman Lee.

REGULAR MEETING NOVEMBER 3, 1975 (Continued)

Councilman Kellner reported that he had checked with 3 different companies regarding liability insurance for the City. The one company would cover streets and roads, city building, fire station, area in building, protect at park - bleachers, 300,000 bodily injury - 50,000 property damage for a premium of \$246.00 a year. After a short discussion a motion was made and seconded to have Councilman Kellner go ahead with the insurance. Possibly add more coverage on the bodily injury at a later date.

There being no further business to come before the Council at this time, by motion duly made and carried the meeting adjourned.



Lila L. Gaddis
City Clerk

REGULAR SESSION MONDAY EVENING NOVEMBER 17, 1975

The Governing Body of the City of Silver Lake met in regular session on Monday evening, November 17, 1975, at 7:00 p.m. with Mayor Lloyd Martin presiding and the following Councilmen present: Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon (4)
Absent: Donald Dain (1).

Minutes of the last meeting held November 3, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon. NAY: None. Ordinance was declared passed and given No. 952.

Mr. Joe Zima, Attorney for the Shawnee County Sheriff's Department, Joe Rowe, Board member and Bev Goodson, co-ordinator for the Reserve Patrol were present. At the present time the Reserve Patrol are unable to patrol the City during the morning and afternoon hours, as they do not have enough people available. There has been normal patrol for the evening hour coverage. The Reserves would like to keep their contract with the City, but as stands now would only be able to be in the City 8:00 p.m. to 12:00 p.m. Monday thru Thursday, 8:00 p.m. till 2:00 a.m. Friday and Saturday and 8:00 a.m. to 4:00 p.m. on Sunday's. With a shortage of people in the Reserve Unit, there would be nothing in the near future for morning or afternoon patrol. The Council ask if the City could possibly get the regular patrol to stop and drive thru town every once in a while. After discussion on the matter, a motion was made and seconded to continue with the Reserve Coverage with a minimum of 30 hours and a maximum of 64 hours at the same rate of \$2.71 an hour. Mr. Zima was to draw up a new contract for a twelve month period. Contract could be cancelled at any time. Mr. Zima and associates than left the meeting.

Mr. Jay Stallings and Mr. Nelson of the Engineering firm were present and entered the meeting at this time. Mayor Martin reported to the Council that he and City Attorney Stumbo had met with Mr. Dougan regarding the acreage needed for the lagoon system. Mr. Dougan offered to sell the City 19 acres, the amount he stated that the engineers needed for \$2,000.00 an acre. He stated that the City could save money by purchasing less acres. The grant agreement deadline for completing the sewer project is November 30, 1976. Mr. Stumbo had talked to Judge Vickers and he was going to talk to Judge Allen and told Mr. Stumbo that he would have Judge Allen contact him. Mr. Stumbo hadn't heard from Judge Allen at this time. Mr. Stumbo said that he and Mayor Martin had invited the engineers to attend the meeting because he was concerned about the matter. Felt since time is against us, maybe the City should go ahead and pay Mr. Dougan the \$2,000.00 an acre. Mr. Stallings had contacted the State Board of Health and also the EPA to see if they would go along with the lessor acres being purchased. The EPA would go along with lessor acres, but would prefer the City stayed with more acres. Mr. Stallings said it would probably be 10 years before needing expansion. Population at the present time is around 1,000 and the lagoon was designed to carry 2,000 by buying the 19 acres. Mr. Stallings thought that the City should purchase the larger about of acres to cover 4,000 people. The State Board of Health told Mr. Stallings that they would be glad to help Mr. Stumbo in court. Mr. Stumbo's main concern was what Mr. Dougan would do. Two risks beyond injunction action. No. 1. Mr. Dougan would probably say that the City didn't need his ground and No. 2. Whether we have complied with all regulations. The City needs a sewer program and since the deadline for completing the project is November 30, 1976, any option taken might jeopardize the program. After a lengthy discussion between the Council and the engineers, a motion was made and seconded to have City Attorney Stumbo draw up a contract and offer Mr. Dougan up to and including \$2,000.00 an acre for purchase of 37.4 acres without farming lease option. If the above offer is not acceptable than have Mr. Stumbo offer up to \$2,000.00 an acre like the

original contract was drawn up with the lessee having 50% of the farm income and the owner and City splitting the other 50% at 25% a piece.

City Attorney Stumbo reported to the Engineers that the City had received a check in the amount of \$41,000.00 from the EPA. After a short discussion a motion was made and seconded to pay the Engineering firm of VanDoren, Hazard and Stallings the amount of \$40,600.00 and hold the additional \$400.00 received for reimbursement of David Craig's appraisal fee. Mr. Nelson would submit to EPA any other bills that were outstanding by November 30. Mr. Nelson also said he would ask for more money for final plans and specifications.

Mr. Stumbo and Mayor Martin had been to see Mr. Talbott about the easement for the sewer project. Since Mr. Talbott would not agree to the easement being on his property, Mr. Stumbo was to check with Columbian Title & Trust on ownership of the land on the north of Edgar Blush to see if they might not be able to run the easement through that property. Mr. Nelson was to design an easement after Mr. Stumbo checked on the ownership. Then would get easement to Councilman Kellner for the signature of the property owner.

Mr. Stumbo had prepared a letter for Mayor Martin's signature to be sent to Mr. Byron Wood of the State Economic Development Commission. The letter was asking them to consider the City of Silver Lake as applicant and to give the City priority due to a need for planning the area around the City.

Mr. Stumbo had also prepared a letter relative to building permits in the City. The City Clerk was instructed to duplicate the letter and have copies thrown with the Topeka Daily Capital and the Journal, also to be sent to the St. Marys Star for publication.

Pursuant to Council's instructions, Mr. Stumbo had worked up two ordinances amending original Zoning Ordinance 714. He presented both ordinances to the Council. After reviewing the two ordinances, the matter was tabled and a decision would be made at the next Council meeting.

Councilman Lee reported that he had gotten the gravel hauled in the alley. The City would be billed.

The Delinquent Water Customer list was passed to the Council and the following noted: Harry Adams, \$20.54; Arnold Deichl, \$23.18, Wm. Hollingshead, \$14.45; Robert McDaniel, \$23.18; Peel Electric \$7.74; Gary Wiexleman, \$20.17; total due. Shut off notices have been sent to these customers.

Councilman Bellon had done some checking on a vehicle for the City. Had a price from Ford and Chevy. After getting Council's views on equipment that was needed on the pickup, Councilman Bellon was to contact several companies for bids. Would have something to report by next Council meeting.

There being no further business to come before the council at the present time, by motion duly made and carried the meeting adjourned.



Lila L. Gaddis
City Clerk

The Governing Body of the City of Silver Lake met in regular session on Monday evening, December 1, 1975, at 7:00 p.m. with Councilman Donald Dain presiding as Mayor Martin and President of the Council, Wayne Kellner were absent: The following Councilmen were present: Leonard Lee, Richard Moeckel, Wayne Bellon (3).

Minutes of the last meeting held November 17, 1975, were read and approved.

Mrs. Joan Parks was sworn in as the new City Treasurer, by taking the oath of office.

A thank you card from the Tom Noble family was passed to the Council and was in response to flowers sent to the funeral of Mr. Noble's mother.

Councilman Lee reported that the new signs that had been ordered hadn't been received at this time.

Councilman Bellon had received three bids in regards to a new pickup for the City. Bolan Chevrolet - \$3,481.34; Dodge - \$3,889.94 and Ford - \$3,779.58 for a light green pickup that they had in stock and a bid of \$3,644.71 for a white one to be ordered. After a short discussion a motion was made and seconded to have Councilman Bellon order the new $\frac{1}{2}$ ton pickup from Bolan's Chevrolet at St. Marys. Councilman Dain and Kellner were to check on insurance for the pickup.

A Resolution proclaiming the week of December 7 through 13 as Silver Lake High Eagles Football Team Appreciation Week was introduced and read at length. Formal adoption of this resolution was made by motion duly made and carried.

City Attorney Stumbo was present and had received a letter from Mr. McClain, Attorney for Mr. Frank Dougan. Mr. Dougan would sell 37.4 acres at \$2,000.00 an acre plus take \$2,000 for easements and would strike the farming option set up in the original contract. Mr. Stumbo had received a tentative date of December 8 for a court appearance in regards to the injunction action. Mr. Stumbo had also been in contact with the Bond Co. to have them process the bonds, so we could have the money when needed. Mr. Stumbo suggested re-drafting the contact with Mr. Dougan and set a closing date as of December 15. Councilman Lee reported that he had visited with John Bailey of the State Board of Health and Mr. Bailey indicated that they might not be able to approve a smaller site like the 19 acres that had been talked ab out. Mr. Stumbo felt that the time lost had been the fault of the courts. Discussion turned to the possibility of going with the 19 acres and take option on other acres. If the City has a clear cut option what difference would it make to EPA how many acres we purchased at this time. Could build plant as the engineers had planned on the 19 acres. The 19 acres would handle approximately 2,000 people in the City. Probably would be between 5 and 10 years before expansion would be needed. The 19 acres needed at the present time would amount to around \$38,000.00, leaving 18.4 acres of the 37.4 total acres. Mr. Stumbo said thru Mr. Stallings he would get in touch with the EPA and the State Board of Health to see what all would be involved by going with the lesser amount of acres. Mr. Stumbo said he would rather not wait another two weeks, therefore, the Council empowered the City Attorney to investigate EPA and the State Board of Health and to make a new contract with Mr. Dougan. Mr. Stumbo stated that Mr. Dougan would probably want a reasonable escalation clause in the new contract. Council all agreed to go ahead and pay the \$2,000 for easements instead of having the farming option in the new contract and to hold the escalation to 7% or less. First option take to 15 years with 10 years to close. Mr. Stumbo said he would go ahead with the proposal.

Several questions had come up at previous meetings, which Mr. Stumbo had checked with EPA on. If at the next interval the City doesn't need as much of the grant - could it be added on to the next payment. The answer was yet it could be. The question as to whether there are any extra funds available for construction was also yes.

Mr. Stumbo needed the signatures of the City Clerk and the Mayor to be witnessed by bank executive with City seal and Bank seal for the Bond Co. The City Clerk was to take care of the matter, and see that it was returned to Mr. Stumbo.

Mr. Stumbo had also gotten the description from Mr. Nelson of the Engineering Firm, and had retyped the Blush easement and typed a new easement for Mr. Thayles Maupin. The easements were given to the City Clerk to see that Councilman Kellner received the easements for their signatures. Mr. Stumbo had recorded the LaFromboise easement with the Register of Deeds office.

After a short discussion on amending Zoning Ordinance 714, the matter was tabled till the next meeting.

Mr. Stumbo inquired as to whether the City would want to consider publishing a flood plain map at this time. Councilman Dain felt that it would be better to wait till we get the rates and publish it altogether.

Another question raised to Mr. Stumbo was that if the City received title to the land by Dec. 15 - let bids Dec. 16, with advertising of 30 days. Would be less than 10 months construction time left. If we reach November, 1976, and the sewer project has not been completed what kind of extension with EPA will the City have to go through. Mr. Stumbo had talked to Mr. Nelson of the Engineering Firm and Mr. Nelson said could probably go in in January and say that we have a problem and will need more months to complete project. He felt there would not be any big problem in doing this.

There being no further business to come before the Council at the present time, by motion duly made and carried the meeting adjourned.



Lila L. Gaddis
City Clerk

The Governing Body of the City of Silver Lake met in regular session on Monday evening, December 15, 1975, at 7:00 pm with Mayor Lloyd Martin presiding and the following Councilmen present: Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon (4)
Absent: Donald Dain (1).

Minutes of the last meeting held December 1, 1975, were read and approved.

Claim voucher was submitted to the Council for the appropriation. An ordinance entitled "An Ordinance appropriating money to pay certain claims" was introduced and read at length. Motion was made and seconded said ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Leonard Lee, Richard Moeckel, Wayne Kellner, Wayne Bellon. NAY. None. Ordinance was declared passed and given No. 953.

Applications with fees attached had been received from the following for a license to retail cereal malt beverage: Eleanor Milner of Sam's Tavern; Cecil Hamilton of The Corner; John L. Wehner of Wehner's IGA and Western Auto and Sam Calderwood of Calderwood's Hy-Klas Store. As the applications contained all the necessary information, by motion duly made and carried said applications were approved. Clerk was directed to issue licenses for the period January 1 through December 31, 1976.

Mr. Fred Davis, City Dog Catcher was present to discuss with Council dogs running at large in the City. After reviewing the present dog ordinance it was discovered that it did not include a full leash law, this law allowing the dog catcher to pick up any dog that was loose. After a short discussion a motion was made and seconded to have the City Attorney draft an amendment to the present ordinance adding the full leash law. Mr. Davis then left the meeting.

Councilman Kellner had been in touch with City Attorney Stumbo in regards to the easement drawn up for Thayles Maupin. Mr. Maupin does not own the property in question. It belongs to the estate of his father, C. Maupin. The children (four in all) each have a fourth interest in the property. The other three children are living elsewhere. Mr. Stumbo stated that Mr. Talbott's concern was his property was not the proper place to go through with the easement. Mr. Stumbo had talked to Mr. Nelson of the Engineering Firm and they had come up with two alternatives: 1. Run the easement between Blush and Talbott property and concern or 2. Go between Maupin and Blush. Would have to contact the Maupin children and offer to pay for probate proceedings of their father's estate, if they would give the City the easement. Mr. Stumbo said the probate proceeding would run in the amount of \$250.00. Mr. Nelson said engineeringly there was no difference in which way the City would go. Councilman Kellner was to check further and report back to Mr. Stumbo, leaving the matter in abeyance for the present time.

Mr. Stumbo stated that the description on most of the easements concerning the construction easement were incorrect, therefore, he was going to meet with Mr. Nelson to find out how to read the maps. He would check on three things: 1. Look at map and compare with easements. 2. Find out the correct owner of ground and 3. Check to see if there was a mortgage on the ground. The new easements will have to be re-signed by the property owner. Mr. Stumbo was going to ask Title Co. to give assurance - buying title report on descriptions. After a short discussion the Council gave Mr. Stumbo the authority to go ahead with the matter.

Mr. Stumbo had received a copy of a bill charged to the City of Silver Lake from VanDoren-Hazard & Stallings, in the amount of \$462.50. Mr. Stumbo was a little concerned that he might be incurring some additional charges to the City by asking the Engineers for description, checking easements, etc. The question was brought up as to where does the percentage stop and the additional expense take over in regards to these additional charges received from the Engineering Firm. Mr. Stumbo said he had gone over the billing very thorough. Council felt that if the Engineers draw up a map and say this is the way we are going, then come back and say you could go the other way, that it should be their problem, and that the City should not be billed for the additional work that was

involved. Mr. Stumbo was to check with the Engineers about the billing. Mr. Nelson had prepared EPA Form 2550-16 for second payment of the grant.

Mr. Stumbo had been in contact with Mr. McClain regarding the letter he had received from Mr. Dougan. Mr. Dougan had agreed to sell the City 19.5 acres at \$2,000.00 an acre with option for the City to purchase the additional 17.9 at a later date, at a rate of \$2,000.00 an acre if purchased in the next 10 years, \$2,500.00 from 10 to 15 years and \$3,000.00 from 15 to 25 years. Mr. Stumbo was to get in touch with Mr. McClain after reviewing with the Council. Mr. Stumbo had called Mr. Nelson and ask the Engineers to update description of the 19.5 acres that the City was to buy at the present time. They were to do the survey work using the east most portion of the land, with 2nd phase being the 17.9 acres. Mr. Nelson described both tracts. Mr. Stallings talked to the EPA and the State Board of Health than wrote letter confirming that there was no objection from the two agencies to the City purchasing the lessor amount of acres. After a short discussion, a motion was made and seconded to accept offer referred to in Mr. Dougan's letter and have Mr. Stumbo draft contract to be signed by the City and Mr. Dougan. Mr. Stumbo said the Bond Co. was ready to go whenever he got the contract drawn up and signed.

The question had been brought up to whether the City could get an extension on the completion date if needed. Councilman Lee had received a letter from Mr. John Bailey of the State Board of Health in response to his inquiry on the extension. Mr. Bailey stated that if the City desires that a new completion date be established, the City or the City's legal representatives should direct correspondence to his office requesting such a change. If the change appeared to be a reasonable change, there would be no major problem in modifying the grant agreement. Mr. Bailey stated that it would take no more than 5 days for the request to be answered.

Mr. Noble, Water Superintendent, reported that Mr. Dultmeier had cut the overhang back on his building at 125 Sage and also the driveway in front of Mrs. Immenschuh's house was being repaired.

The Delinquent Water Customer list was passed to the Council and the following noted: Art Jordan, \$9.36; John Miller, \$19.87; Orville Miller, \$12.21; Roy Sparks, \$10.52; Ray Weiler, \$13.37; John White, \$22.49; total due. Shut off notices have been sent to these customers.

The City Clerk reported there had been three families move from the City leaving their water bills unpaid. Water Supt. Noble suggested making the property owner responsible for delinquent bills as there are so many rentals in the City. It was decided to shut off the water when a person moves out and not turn it on again till all bills have been paid. Also, discussed was letting a delinquent bill run three months before shutting off the water. A motion was made and seconded to shut off everyones water that was over 2 months behind in paying their bill, with a \$5.00 fee for turning the water back on. It was suggested, that before new water bills are printed, to amend the Ordinance to read \$15.00 fee for turning the water back on.

It was reported by Mr. Ed Shaw that there are people dumping down by the lake behind his property, therefore, he ask the City to put up a no dumping or no trespassing sign.

Councilman Lee had received a complaint about the patrol service in the City on Sunday's. One Sunday in particular the patrolman had stopped a great many cars. Councilman Lee checked with Bev Goodson, co-ordinator for the Reserve Patrol. She reported that the patrolman didn't turn in a work sheet or a radar sheet. Said she would look into the matter and get back to Councilman Lee. Council felt that radar should not be set up on Sunday's. City Attorney Stumbo was to write a letter to Joe Zima, Attorney for the Shawnee County Sheriff's Dept. asking for an explanation as to what the patrol was doing, and to see if the City could get the patrol for the peak crime hours only. Councilman Lee was going to call Sheriff Chaffee if he didn't hear from Bev Goodson.

REGULAR SESSION DECEMBER 15, 1975 (Continued)

City Attorney Stumbo suggested the City start thinking about setting up a court. The statutes states the City may appoint a judge and could be created at any time. The matter was tabled till a later date.

There being no further business to come before the Council at the present time, by motion duly made and carried the meeting adjourned.



Lila L. Gaddis
City Clerk