

REGULAR SESSION MONDAY EVENING JANUARY 3, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening January 3, 1978, at 7:00 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Viola Wilson, Don Bell, Wayne Kellner, Wayne Bellon (5) Absent: None.

Minutes of the last meeting held December 19, 1977, 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, Viola Wilson, Don Bell, Wayne Kellner, Wayne Bellon. NAY. None. Ordinance was declared passed and given No. 1022.

Patrolman Kroh was absent because of illness. Councilman Bellon reported that Patrolman Kroh had received a letter from Mrs. Kolde requesting city to refrain from issuing her teenage son tickets because she has too many personal problems at home to spend time taking care of her son's traffic offenses. It was recommended that the letter be given to the city prosecuting attorney for his investigation and reply.

Mayor Lee reported receiving several phone calls from persons receiving traffic tickets, those for offenses under 15 mph over speed limit. Persons receiving the tickets did not know who to call for arrangements to post bail. It was recommended by Council that city mimeograph copies of instructions with phone number, court hour, etc. for patrolman to issue to recipients of traffic citations. Councilman Bellon reported the patrol car has defective starter and is now at garage for repairs. Estimated cost of repairs is \$45.00.

Mayor Lee reported receiving complaints from Mr. Nelson on behalf of Davis Fence Co. who is replacing fences for sewer contractor. Davis Fence Co. claims the contractors connecting private homes to sewer system are leaving high mounds of dirt from excavations and fence co. wants these areas leveled so they can replace fence. It was decided that no action would be taken on this complaint at this time - but review again as needed. Mr. Noble was instructed to advise local contractors when hooking up homes to sewer service to level areas for fence construction.

Councilman Dain brought up damage claims against contractor (Emerson). One incident in particular was Charles Doebele remains unpaid. Mayor Lee was going to check with Emerson to find out if they had paid Mr. Doebele. Mr. Noble reported that the filtration system on sewer stabilization ponds has been installed.

City Attorney, Mr. Stumbo, entered the meeting at this time. Mr. Stumbo reported the resolution for the McDonald Sub-division will be drawn up and presented to the Council on January 16, 1978. Mr. Stumbo reported that he is holding up the letter to Emerson regarding the \$100 a day penalty until the project has been completed.

Some of the lots on Aquarius St. have been numbered wrong. Mr. Noble was going to take care of the matter by meeting with the people living on the street and advising them in the change of numbers.

Mr. Stumbo will contact Schmidt Engineering to urge completion of the district map and report progress at special meeting of January 9, 1978.

Ordinance covering salaries for city council and city employees was submitted by the City Attorney for Council's approval. After review by Council it was decided to table same until meeting of January 9, in order that Mayor and Councilmembers salaries can be reviewed. In this regard Mr. Stumbo was instructed to secure a

REGULAR SESSION JANUARY 3, 1978 (Continued)

listing of salaries from Kansas League of Municipalities on cities of similar size for comparison.

Mayor Lee at this time introduced a letter the City received from Silver Lake Lions Club expressing the clubs appreciation for street improvement in the park area and the city's continuing efforts to improve drainage problems on park property.

Councilwoman Wilson inquired about the responsibility of maintaining sidewalks in need of repair. Mr. Stumbo advised that the street right away line determines ownership of sidewalks and based on this it was determined that majority of sidewalks belong to the City. Councilman Bellon suggested Mr. Stumbo investigate the availability of federal grant funds for such a project. Mr. Stumbo reported on federal grant funds he thought would be available to the City based on priority needs (1) streets and sidewalks, (2) downtown facelifts, (3) parks and recreation, (4) firestation and municipal type building. Mr. Stumbo was to draft reports on these funds and submit to Council.


Councilwoman Wilson inquired if City had ordinance prohibiting accumulation of old undriveable cars. The Jones at 207 Masche have 3 old cars parked on their property. City Attorney was instructed to investigate possibility of drafting an ordinance restricting the accumulation of undriveable vehicles.

Year end financial report of city reviewed by Council at this time. Report accepted. It was suggested the city clerk submit similar reports twice a year - July and December.

Mayor Lee discussed possibility of city purchasing some equipment for maintenance of sewer ponds and park. A new tractor and mower, approximately \$9,000.00. Mr. Noble advised he needed an electric powered auger - approximate cost \$1200.00. The Council directed Mr. Noble to obtain prices on new and used equipment of the type he thinks the city needs for maintenance and report back to the Council.

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

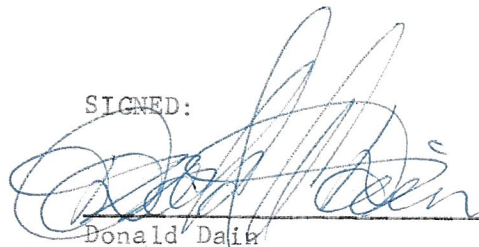
Minutes taken by Councilman Bellon.

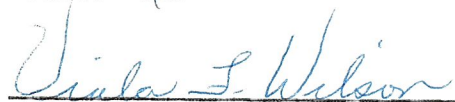

Lila L. Gaddis
City Clerk

TO THE HONORABLE LEONARD M. LEE
Mayor, City of Silver Lake, Kansas

We, the undersigned, Councilmembers 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, January 9, 1978, at 7:00 p.m. for the object and purpose of discussion of drainage in the City.

SIGNED:


Donald Dain


Viola Wilson


Don Bell


Wayne Keilner

Wayne Bellon

SPECIAL MEETING MONDAY EVENING, JANUARY 9, 1978

The Governing Body of the City of Silver Lake met in the City Hall on January 9, 1978, at 7:00 P.M. in special session pursuant to a call by Mayor Leonard Lee upon written request of the City Council.

The meeting was called to order by Mayor Lee and the following Councilmembers were present: Donald Dain, Viola Wilson, Don Bell, 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.

The meeting was scheduled for the purpose of further discussion on drainage within the city. Those present were Larry Wiant, Paul Dultmeier, Eldon Roberson, John Schmidt and City Attorneys Mr. Stumbo and Mr. Buening. Mr. Stumbo stated that there had been two proposed districts which the city had held a public meeting on. The engineers for the city - (Schmidt Engineering Co.) had now done more extensive work and found more land to be involved in the north district, so there will have to be another public meeting.

Mr. Schmidt at this time said there had been several issues brought up. No. 1 - whether the storm sewer could be taken a shorter route over to easement. He had gone out to site and it would be impossible to put a large storm sewer in. No. 2 - change in areas. Forty acres taken out of drainage to north leaving 110 acres, which would raise the unit assessment in north drainage district because of less acres. No. 3 - discussing cost of easements that would have to be obtained in the drainage district. Mr. Schmidt stated that the plans were the same that had been presented to the Council on December 19. The cost of project on north had been reduced and increased on south because of pipe size, but the cost per square foot would increase on north district as would be fewer acres. The increase would be approximately 20% per acre. Mr. Schmidt stated that when the north district is fully developed there would be 40% run off in the area. He had figured a 50' pipe for going under highway, but stated that they might be able to go with 30'. The length of run across Mr. Dougan's property - diagonal 600'. The question was brought up - what additional length would be required to go down the road part way instead of going diagonal across Mr. Dougan's land. Mr. Schmidt estimated an additional of 400' - cost of \$24,000, and would have to put in another manhole with that long a run. Mr. Roberson suggested approaching Mr. Dougan with problem. Mr. Stumbo said the law suit between Mr. Dougan and Rossville Drainage Dist. had not come up yet and felt that Mr. Dougan would not consent to an agreement at the present time. The figures for cost of easement going across the Dougan land not available on south district for residents. The north district would have accurate figures as Mr. Dultmeier said there would be no charge for easements and Mr. Roberson had stated same at an earlier meeting. Mr. Roberson suggested going with both districts at the same time. Mr. Stumbo stated he felt that the north district could not be created first, but still allow property in the south to drain into the north district. The three developers and Mr. Schmidt left the meeting.

Mayor Lee called Mr. Wiant and asked him to return to the meeting. The following proposal was presented to Mr. Wiant: 1. That there be no benefit district south of the highway. That the city will construct the inlet box and the storm sewer, but require reimbursement from Mr. Wiant. Mr. Wiant would be required to put up a bond for the costs of construction. 2. The north area would be made a special benefit district. Mr. Wiant ask if he could have a letter describing the above proposal. Mr. Stumbo will draft the letter for approval by Mayor Lee. Mr. Wiant cannot provide a financial statement due to tax reasons. If Mr. Wiant does not approve above proposal, the city will proceed with the north district and include in it the 40 acres south of the highway.

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

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The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening January 16, 1978, at 7:00 pm with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Don Bell, Wayne Bellon, (3) Absent: Viola Wilson, Wayne Kellner.

Minutes of the last meeting held January 3 and special meeting January 9, 1978, 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, Don Bell, Wayne Bellon. NAY. None. Ordinance was declared passed and given No. 1023.

Charles Harris was present and thanked Council for giving him the opportunity to serve as the city's municipal judge. He gave a report to the Council on the number of cases that had been handled through the court. The first docket had two cases and the last docket had thirty four cases. There had been a total of 70 cases in 1977. He gave the Council a breakdown of the different cases that had been heard by the court.

Councilmember Kellner entered the meeting at this time.

Mr. Harris stated that Patrolman Kroh was working 6 days a week with 8 hours a day. The tickets that have been issued have been written during late hours. He recommended changing hours, therefore, this past week Patrolman Kroh has been working days. Mr. Harris reported that he was using the penalty and fine method for the offenses. He stated that other communities use a work order, which would allow persons in the area receiving tickets to pick up trash or some other odd job. This time of year is not too good for something like this, but summer would be a good time to try the work order rather than fines. Mr. Harris stated that he would be graduating in May and as he has no job, he plans to return to Wichita. He suggested to the Council to get someone to replace him in March, so they could acquaint themselves with the work load. He said he would try and get a list of names that would possibly be interested in the position. Mr. Harris then left the meeting.

Patrolman Kroh gave his monthly report, and also stated that The Corner had been selling beer to minors. Councilmember Dain had talked to Joe Zima, attorney for the Shawnee County Sheriff's office and he said there was nothing holding up Patrolman Kroh from being deputized. Patrolman Kroh was to take letter and contact Mr. Zima regarding the matter. Councilmember Dain also ask Patrolman Kroh if he would check all the doors each evening, as the rear door at the Lakeside Lodge had been left unlocked. Shawnee County Dog catcher had been out and he and Patrolman Kroh had picked up four dogs. Patrolman Kroh left the meeting at this time.

Mr. Nelson of the engineering firm and Mr. Harley Emerson were present. Mayor Lee reported to the Council that he had walked the entire sewer system and most everything was in order. Most places with dirt mounds are due to private contractors connecting from house to main line. Mr. Nelson said they were still lacking circuit board on one lift station. Mr. Emerson said he would check on the matter. Complaints received by the City were gone through with Mr. Emerson and are to be taken care of. Mr. Noble reported that 3/4 of town was hooked up. Mr. Nelson submitted Change Order #5 for city's approval. Is for adjusted estimated quantities and revised to be final line work - lift station. Total reductions were \$2,790.50. Total contract 734,841.70, now with reduction is 732,051.20. He would submit to EPA through Department of Health. A motion was made and seconded to approve the Change Order #5. Mr. Nelson and Mr. Emerson left the meeting.

Setting street lights was discussed. Street Commissioner Wilson was not present, but had talked to the City Clerk and had not decided where the two street lights on Skylab Ct. and Mercury St. should be placed. It was suggested in the future to set the poles at intersections before the houses are sold, as they are set on city property. Gerald Mason on Rice Rd. had contacted Mayor Lee to see if there could be another street light put in that vicinity. A motion was made and seconded to put one additional light on property line one lot south of Gemini and Rice on west side of street.

Sewer charge for Lakeland Lodge and Hamilton's was discussed. After reviewing the ordinance it was decided they should be billed from commercial rate, which is calculated on a water consumption basis - first 6,000 gallons of water used \$7.50 and each 1,000 gallons used would be \$1.50.

The Delinquent Water Customer List was passed to the Council at this time.

Councilmember Dain reported to the Council that he had checked on intangible taxes throughout the State and 10 counties have come out from under the intangible tax law. The city would have the authority to pass an ordinance to come out from under the intangible tax law even though they get only a portion of the money. After some discussion Mr. Stumbo said he would check the statute and Councilmember Dain was to check on dates and report at the next meeting.

Salary for mayor and councilmembers was discussed. Mr. Stumbo said they had contacted Mr. Douglas at the League and he said that \$30.00 a month was not out of line. The City Clerk had made a list of salaries throughout the State similar to Silver Lake in population. After the council reviewed these figures, a motion was made and seconded to raise the mayor's salary to \$15.00 per meeting and leave the Council at \$5.00 a meeting. The motion also included paying for all special meetings. Since there has been extra work involved in applying for federal grants, after a short discussion it was decided to pay \$50.00 per grant application to councilmember doing this work. The above is to be put in salary ordinance that was approved in December 1977.

Mayor Lee reported that the Silver Lake Jaycees had asked him if the city had any projects that they could help with. Mayor Lee said he had thought maybe they could put up the guard rail over by the lake and put lights up at grade school diamond. Councilmember Bell was going to do some checking on the matter.

Utilities Supervisor Noble was present and had checked with Topeka Farm Equipment Inc. for a tractor, mowers and blade for City. IHC was \$7245 and JD was \$7000. Councilmember Bellon suggested submitting letters to implement dealers in area for bid. Said he would take care of getting the letters out. Mr. Noble reported that Walt Foresman was going to help him this summer with the extra work. Mr. Noble reported that he was going to hook pump house over east and the city hall up to sewer. Councilmember Bell was going to check on some prices for putting a bathroom in at the city hall.

Mr. Stumbo reported that the McDonald resolution is finished and passed a copy to the council for review. A motion was made and seconded to pass resolution. The City Clerk was instructed to send a copy of the resolution to Mr. McDonald, also include billing of \$75.00 for work done in connection with the resolution.

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 FEBRUARY 6, 1978

The Governing Body of the City of Silver Lake met in regular sessions City Hall on Monday evening February 6, 1978, at 7:00 pm with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Viola Wilson, Wayne Kellner, Wayne Bellon (4) Absent: Don Bell.

Minutes of the last meeting held January 16, 1978, 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, Viola Wilson, Wayne Kellner, Wayne Bellon. NAY. None. Ordinance was declared passed and given No. 1024.

At this time the bids received for a new tractor, two mowers and blade were read by Mayor Lee. There were six bids received with two being unqualified. The remaining four are: Rossville Truck & Tractor - \$6,024.93; Thompson Implement - \$6,130.95; Topeka Farm Equipment - \$5,800.00; Farmers Union Coop Assn. - \$6,212.50. The four bids were to be submitted to EPA by Mr. Nelson, for 75% reimbursement through the sewer grant as the equipment is to be used for lagoon maintenance. Mr. Stumbo took the bids and said he would see that Mr. Nelson received same.

Patrolman Kroh was present and stated that he would have a report at the next meeting. The City Clerk ask the Council if they would purchase a new file cabinet as there was a need for more filing space due to all of the forms required for the police department and the court. It was also suggested getting four storage boxes at this time. A motion was made and seconded to have the city clerk purchase one four drawer legal size file cabinet and four storage boxes.

Mr. Wiant, Mr. Schmidt, Mr. Roberson and Mr. Watkins were all present to discuss the drainage district. Mr. Schmidt reported that since there is no substantial drainage in area east of Hamilton Heights, they are now going to put a dam in at highway diverting water to the south and west. As there is a tube under the highway the dam would prevent drainage to the north. It was suggested requiring Mr. Wiant to dam the area for 1 year to prevent drainage to north so the north district could be started immediately. Also, within one year shape land to drain water south and west and remove dam. Mr. Schmidt could figure the cost so Mr. Wiant could put up bond. Putting a time limit on bond was discussed. Give 6 months time to put in sewer and streets, if not done the City takes bond and does the work. Mr. Stumbo suggested Mr. Wiant's attorney draft agreement and present to Council. Mr. Wiant stated that he would pay for water draining in his area. Mr. Roberson said that an individual has no authority to drain, therefore, he felt that the City should set up a benefit district. Form the two benefit districts and have Mr. Wiant post bonds so he could apply for building permits. Mr. Wiant left the meeting at this time. Mr. Schmidt said he would like to get together with Mr. Wiant, his attorney, Mr. Roberson and Mr. Stumbo. Mr. Stumbo said he would sit down with Mr. Schmidt and draw up a list of requirements to be dealt with, then Mr. Schmidt could talk to Mr. Wiant about the matter. A decision on forming one or both drainage districts would be made at the next meeting.

Mayor Lee reported that the Jaycees are willing to put up guard rail. He ask if all material needed had been purchased. Councilmember Wilson said she and Mr. Noble had gotten everything that would be needed. The Jaycees ask that they be allowed to block off the street while working on the rail. The Council saw no problem with this request.

Ball lights for the grade school was tabled till the next meeting as Councilman Bell was checking into the matter and was unable to attend tonights meeting.

Mayor Lee had talked to Bob Palmer at May-Ransome-Sheetz about cracks in the new streets. He said they would probably just pour asphalt into the cracks. Mayor Lee

ask Mr. Noble if everyone on Lake Road was hooked up to the sewer. They are not at this time. Once everyone gets hooked up the City will asphalt that street, also catch the west edge of Sage Road where water had set last spring.

The district map for the city was once again brought up. Larry Buening had talked to John Schmidt about the matter. He has all the figures that are needed, but still has no estimate for the City, so there had not been much progress towards getting a map for the city. Mr. Buening said he would check on it again for the Council.

New street lights to be put over on Skylab Court was discussed. Councilmember Wilson said she had talked to Mr. Roberson about the matter and was waiting for him to get back to her. It was suggested that if she didn't here from him in the next few days to send a new Resolution to KPL so they could go ahead and set them at the following locations: Property line between 521 and 523 Skylab Court; property line between 520 and 518 Skylab Court; property line one lot south of Gemini and Rice on west side of street between 409 and 411 Rice Rd.

Mayor Lee reported that a warrant had been issued to Emerson Construction, Inc. upon receipt of a check from EPA.

Mayor Lee had met with the township. The federal government had published a list of figures on how much it costs to run all kinds of equipment. \$7.00 an hour for truck; \$12.00 for grader and \$4.25 an hour for the operator. It was felt that since Mr. Ross, who had been taking care of hauling gravel for the alley's, is so busy that possibly the City could get the township to do the work. Mr. Ross had hauled gravel to some of the alley's, but there were more that needed work. Mayor Lee suggested having someone from the city go around with the township on the first trip and then have them grade the alley's once a month. The city clerk was to write a letter for Mr. Lee's signature to the Silver Lake Township accepting their offer to provide the service of maintaining the alleyways for the city commencing February 1, 1978.

The City Clerk ask the Council if she could purchase a vacuum cleaner for the City Hall. After a short discussion a motion was made and seconded to purchase cleaner with a limit of \$70.00.

Councilman Dain reported to the council on intangible taxes. If the City elected to come out from under the intangible tax law, it could be done by ordinance anytime prior to setting next years budget. Councilman Kellner said he would like to see the City go ahead with it. Councilmember Wilson agreed. After some more discussion on the matter, a motion was made and seconded to adopt an ordinance stating that the Council elects that no tax shall be levied for the benefit of Silver Lake, Kansas, upon money, notes and evidence of debt as those terms are defined in K.S.A. 79-3108 and acts amendatory thereof, and having a tax situs in Silver Lake, Kansas. The motion was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Viola Wilson, Wayne Kellner. ABSTAIN: Wayne Bellon. Ordinance was declared passed and given No. 1025.

Councilman Dain had received additional information regarding flood insurance. There would be no problem in getting building permits in flood area at this time. Mr. Buening had talked to Mr. Funke and he stated that the City is not tied down to any elevation at present. After more study of the matter, which would probably take from 18 to 24 months, Mr. Funke felt that the elevation might be raised.

Councilmember Bellon had checked on rebuilt and new copy machines for the City. A Remington rebuilt would run from \$300 to \$375 with a \$250 maintenance agreement for a year. A new Sharp F51 runs \$489.38 with \$60.00 maintenance agreement for a year. It was suggested the city clerk keep a list of all the printing that had to be done for a couple of months to see if it would pay to purchase a copy machine. The matter was tabled till a later date.

Judge Harris had called about signs over by the school. The sign "When children are present" should have been removed when the new signs with the times on were put up. There was another sign needed to be put over on Rice Rd. Councilmember Wilson was to order another sign and Mr. Noble was going to remove the "When Children are present" signs.

Larry Buening reported to the Council that Patrolman Kroh had written a ticket for reckless driving. The ticket was the 3rd violation for this person to come before the court. Judge Harris thought defendant should have an attorney, so he ordered that an attorney be appointed for him. Mr. Buening stated that there would possibly be two trips to Silver Lake with maximum time of 5 hours spent on case. Thought probably the charge would not be more than \$25 or \$30 an hour. He wanted the Council to be aware of the matter.

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 FEBRUARY 20, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening February 20, 1978, at 7:00 pm with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Don Bell, Wayne Kellner, Wayne Bellon. (4) Absent: Viola Wilson.

Minutes of the last meeting held February 6, 1978, 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, Don Bell, Wayne Kellner, Wayne Bellon. NAY. None. Ordinance was declared passed and given No. 1026.

Gaylord Kelsey and Jon Rueck representing the Lions Club were present to discuss park maintenance. They ask if the City would be interested in taking over part of the maintenance such as lights, make sure they are in working order, if not contact the power company and general maintenance. There are some benches that are in need of repair and need dirt hauled in once in awhile. The Lions Club would control the ball diamond, as they want to keep the ball program for girls and the City would control the park area. The Lions Club has extra bulbs if they are needed and Mr. Kelsey stated that if any of the lights need adjusting the power company use to come out and take care of it. Mike Irwin from the Lions Club is going to over see the area and would contact the City if any work needed to be done. The Lions Club will again pay for the use of the lights. The council agreed with the proposal so Mr. Kelsey and Mr. Rueck left the meeting.

Patrolman Kroh gave his monthly report to the Council. He stated that it had been a slow month. He ask if the City would put street signs over in the new area, and stated that the sign at Shawnee & Theresa was missing. Fire phones for Patrolman Kroh and Shawnee County Sheriff's Department were discussed. Councilmember Kellner questioned the need for one at the Sheriff's Dept. A motion was made and seconded to have a fire phone put in Patrolman Kroh's residence and the City Clerk was to check and see what the cost would be to put one at the Sheriff's Dept. Patrolman Kroh left the meeting.

Mr. Noller was present regarding the re-zoning of the Silver Lake Cabin area. The Planning Commission had met regarding the matter on February 16, 1978, and had recommended to the City Council that the application for rezoning from multiple B to commercial be disapproved. Mayor Lee informed the Council of the Planning Commission's recommendation. After a short discussion, a motion was made and seconded that the decision made by the Planning Commission disapproving of the rezoning be upheld by the City Council. The motion carried with 4 ayes. Mr. Noller than left the meeting.

Councilman Bell had done some work towards the ball lights for grade school, but was not ready to bring any figures to the Council at this time. The matter was tabled till a later date.

The McDonald subdivision north of town was discussed again. In the resolution regarding the matter, the City had waived the street specifications set forth in their subdivision regulations and given the County of Shawnee and the Township of Silver Lake the power to require said streets and roads to conform to such minimum construction standards as they might determined necessary. There had been a question from the County, so after a short discussion a motion was made and seconded to have put in the resolution that the streets were to be put in up to township standards. Mayor Lee was to take care of the matter.

The Delinquent Water Customer List was passed to the Council at this time.

Insurance for the City was discussed. Insurance for the city truck for a year was \$352.00. Mayor Lee had checked with his agent who writes for State Farm and had been quoted a figure of \$82.20 a year with \$15.00 added on to first six months for membership fee. After the matter was discussed more thoroughly, it was decided to have Mayor Lee check on the figures again, and go ahead and get the insurance from State Farm for the city's 1976 chev. truck. Once the insurance is in effect, the other policy would be cancelled. General liability insurance for the city was talked about. Councilman Dain had called regarding the matter. The application had been sent on to New York for approval. He stated that he should hear something regarding the matter in a few days.

Due to the weather the meeting was recessed till February 28, 1978.

Meeting recessed on February 20, 1978, reconvened on February 28, 1978, at 7:00 pm with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Viola Wilson, Don Bell, Wayne Kellner, Wayne Bellon. (5) Absent: None.

Mayor Lee reported that the City has verbal okay from EPA that they will pay 75% cost on three items - tractor, mower and roll bar. They will not pay on rotary mower and blade. A motion was made and seconded to order tractor, safety roll bar, mower, rotary mower and blade from Topeka Farm Equipment, Inc., Topeka, Ks. who had quoted a price for the items mentioned at \$6,000.00.

Councilman Dain had checked on the insurance for Patrolman Kroh. Insurance that the City has now, only covers Patrolman Kroh if he is in the City Limits. It was suggested maybe if the Sheriff's Dept. wanted him to help outside the City, that maybe they should pick up the cost which is \$722.15 annually. Possibly pay the difference if the Sheriff's Dept. wanted to add Patrolman Kroh to their insurance. It was decided to have Councilman Dain check with Joe Zima to see if Patrolman Kroh could be put on their policy and we would pay the difference.

Mayor Lee reported that he had went ahead with the insurance for the city truck. The insurance would be with State Farm. The agent had made a mistake on the earlier figures, with the premium being \$55.00 for six months with \$15.00 membership fee added on to the first premium.

The water standing in front of the post office was discussed. When Mike Deiter removed the snow, he had pushed it on top of where the water is to drain into sump. Would have to wait till the snow melts or haul it away. It was suggested informing Mike of the problem before the next snow. Snow on sidewalks in front of business was also discussed. The sidewalks are not being kept clean. Councilman Bellon was going to check to see if the city had an ordinance relating to the matter.

At this time, the drainage problem in the city was discussed. John Schmidt, Larry Wiant, Eldon Roberson, Larry Watkins and a few citizens were present. Mayor Lee reported that he had met with Mr. Stumbo and Mr. Schmidt and then had met with Mr. Schmidt and Mr. Wiant regarding the matter. They had come up with a plan to create the two benefit districts dividing the districts at the highway. Mr. Schmidt then went through some figures for the council. The capacity of pipe under Highway 24 was not sufficient to carry water north from 51½ acres on south side of the highway. Mayor Lee reported out of the meetings that had been held, they had decided to present the two benefit districts as they felt would benefit all land owners in the area. Mr. Schmidt had figured the acres for the different parties involved in the south benefit district. 37 acres - Larry Wiant; 45 acres - Marie Hine; 7 acres - Eldon Roberson; 8½ acres - Hamilton Heights; 3.8 acres - City Park; 2.2 acres - Chilson Road; 3.3 acres - US Hwy. 24.

The Wiant Subdivision #2 plat was discussed. Mayor Lee ask the Council if they would consider approving the plat stating that there would be no building permits issued until satisfactory arrangements with the City have been met to comply with subdivision regulations.

Eldon Roberson was present and stated that putting in streets is the first thing that he does when developing a new subdivision. A motion was made and seconded to approve Wiant Subdivision #2 plat, with a note being attached to the plat which states: Subject to satisfactory arrangements being made between the owner and the City of Silver Lake for the installation of water lines, sewer lines, streets, storm drainage, fire hydrants, in accordance with the subdivision regulations of the City of Silver Lake.

Once again the discussion turned towards setting up the drainage districts. Water would be kept south of the highway by building a dam in front of tube running under Highway 24, diverting water to the south and west. Some felt that there would still be a problem down by the park area with water going out of Hamilton's, if the district was not set up. Councilman Bell stated that he was in favor of the two districts being set up. He felt that it would be better for the city to do it now, rather than wait several years. Councilman Kellner suggested condemning some of the Wiant land and increase the park area. Councilman Bellon felt that the area has to be drained, so it should be done now. Councilmember Wilson agreed with setting up the district at the present time. A motion was made by Councilman Bellon and seconded by Councilman Bell to establish two benefit districts for drainage in the City of Silver Lake. Roll call of the motion showed Don Bell, Viola Wilson, Wayne Bellon. - AYE and Don Dain, Wayne Kellner - NAY. Motion carried. A resolution was adopted setting up a public meeting for the residents in the two benefit districts. The meeting was scheduled for March 27, 1978, at 7:30 pm at the Grade School Gym. Mr. Schmidt, Mr. Wiant, Mr. Roberson, Mr. Watkins left the meeting at this time.

Mr. Stumbo had met with Mr. Nelson and Mr. Emerson on February 14, 1978, regarding the penalty that Mr. Emerson owed the City. The engineering and inspection costs were \$2,800 - June; \$2,016 - July and \$294 - Aug. 1 to Jan. 1978. Mr. Emerson stated that he would pay \$6,000 for revenue the city lost during June and July. After a short discussion it was decided to have Mr. Stumbo do more negotiating with Mr. Emerson.

Larry Buening had met with the County regarding the McDonald subdivision. The County's position was whether the City could waive him not having to file a plat. The Ks. Statute says the city can waive a plat. Mr. Buening stated to the County that the City felt it unfair for Mr. McDonald to put in curb and asphalt streets, so they waived the street specifications. County's position is that they will not waive any requirements regarding the streets. It was decided to have Mr. Buening call Mr. McDonald and let him know what the County had said, as the Council felt that they had done everything they could do.

Earlier Mayor Lee reported that one of the Martinez dogs had jumped the fence and had bitten a girl. At this time, Mr. Buening went through the dog ordinance. If the person involved will not sign a complaint, there isn't much the city can do. It was suggested the city write a letter to Mr. Martinez, reminding him that the city has an ordinance which prohibits any owner to permit their dog to run at large within the City Limits. Since the dogs have not been licensed, they were also to be informed about the section of the ordinance.

Mr. Noble inquired as to whether the water installation charge for a 1" meter was the same as for 3/4" meter. The ordinance stated that for a 1" meter installation the cost would be the cost for the meter. A motion was made and seconded to amend the ordinance stating for a 1" meter - installation would be cost of meter or \$350.00 which ever is greater.

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 MARCH 6, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening March 6, 1978, at 7:00 pm with President of the Council Wayne Kellner presiding and the following Councilmembers present: Donald Dain, Viola Wilson, Don Bell, Wayne Bellon (4) Absent: None.

Minutes of the last meeting held February 20, 1978, 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, Viola Wilson, Don Bell, Wayne Bellon. NAY. None. Ordinance was declared passed and given No. 1027.

Councilman Dain reported on general liability for the city. He had received one quote of \$1,887.00 annually. The quote is good for thirty days. He then checked with Blakely in Topeka and they felt that they could get a better deal for the city. He ask the Council for their approval to submit an application to Blakely. Council all agreed to go ahead and submit the application. This insurance protects all city employees except the patrolman. Councilman Dain stated that he had talked to Mr. Zima, attorney for the Shawnee County Sheriff's Department and they refrain from putting other patrolman on their policy due to the great number of changes from one patrolman to another one. If their office is not notified of the change than the new patrolman is not covered. Mr. Zima suggested writing a law enforcement liability policy covering Patrolman Kroh only. The cost for one year would be \$195.50. This would protect Patrolman Kroh on any action taken as a deputy sheriff outside the city limits. It was felt by all of the Council that if the County wants to deputize Patrolman Kroh, let them pay for the policy. After a short discussion the council agreed that the patrol car belongs to the city and should stay in the city at all times to protect the citizens in Silver Lake. A motion was made and seconded to pass a resolution stating that the patrolman be restricted to remain in Silver Lake with patrol car unless needed outside the city in line of duty as patrolman.

Street Commissioner Wilson reported that she was somewhat unhappy with the last snow removal. She suggested putting some stipulations in the next contract. After a short discussion the Council ask Mrs. Wilson to write up some specifications on removing snow and then the Council could review them.

Mr. Noble ask the Council if the city was going to furnish an inspector for the work at the Wiant Subdivision. Council all felt that there should be an inspector, with the expense going to the subdivision. It is stated in the subdivision regulations that all inspector expenses go to the subdivision. It was felt to, that the water and sewer plans should be taken to an engineer for review before any work is done.

Mr. Buening had an ordinance for the council's approval relating to cost and installation of water pipes and meters. After ordinance was read at length, a 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, Viola Wilson, Don Bell, Wayne Bellon. NAY. None. Ordinance was declared passed and given No. 1028.

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 at City Hall on Monday evening March 20, 1978, at 7:00 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Don Bell, Wayne Kellner, Wayne Bellon. (4) Absent: Viola Wilson.

Minutes of the last meeting held March 6, 1978, 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, Don Bell, Wayne Kellner, Wayne Bellon. NAY. None. Ordinance was declared passed and given No. 1029.

Mr. Russell from Lakeland Lodge was present to discuss his water bill. He felt that the lodge was using a lot of water for the number of people that are staying there. He was comparing the lodge to one of their facilities in Topeka and felt that there must be a leak somewhere. He wondered if the City would help him find the leak, if there is one. Utilities Supervisor Noble was out of town, but it was decided to discuss the matter with him when he returns. Mr. Russell left the meeting.

Mr. Glotzbach from the Rural Water District was present. He stated that 3 or 4 months ago, they discussed with the City their contract, which states that they will not use more than one million gallons of water per month. Since they are adding on a great many more homes, he felt that the one million gallons would not be sufficient. They had thought about putting in their own well, and FHA had indicated they could get a grant to cover part of it. Mr. Glotzbach did indicate to Council that the only way they would be able to get a grant is for the City to stay at the one million per month for now, and then might raise in the future. He was asking how much more water the City could furnish the district, and would like to have some kind of statement from the City. The Council decided to check with Mr. Noble to see what he thought about the idea of furnishing the district more water. The matter was tabled till Mr. Noble returns and Mr. Glotzbach left the meeting.

Since the west city well had a high nitrate count in it last fall, it was suggested possibly getting our own sampling containers and having both wells checked at least once a week. It was decided to table the matter and go over procedure with Mr. Noble when he returns.

Patrolman Kroh handed his monthly report to the Council for review. After going through the claim vouchers for fuel for the patrol car, they inquired how many miles the car was driven in a day. Patrolman Kroh stated that he drives approximately 55 miles a day. The siren on the patrol car was not working, so it had been sent in for repair. Patrolman Kroh left the meeting.

Trash in front of Massey's Fun Center was discussed. As the City has had numerous complaints, it was suggested having the City Clerk write a letter notifying them of City Ordinance 622 - Section 9-203 relating to litter, and asking for their cooperation in policing and cleaning up the area at least once each day.

Mr. Stumbo was present and had petitions to be signed by persons outside the City Limits relating to the drainage districts. The City Clerk was to get the petitions signed. He stated that he and Mr. Schmidt were going to have a meeting before the public meeting to come up with a per square foot cost for the residents to go by. He was also, going to ask Mr. Schmidt if he was going to finish the district map for the City, if not the City would get someone else to do the work.

REGULAR MEETING MARCH 20, 1978 (Continued)

He also had a complaint against Dennis Davis for not paying his water bill. Mr. Buening wanted to know if the council wanted him to prosecute as a misdemeanor or just collect the amount of the water bill. Since there has been quite a bit of time spent on the matter, it was felt that the City would be willing to dismiss the charge if he would pay the water bill plus attorney fee for work done in relation to the case.

Mayor Lee reported that Mr. Ross had contacted him to ask if the City was going to extend the time for sewer hook ups. Since Mr. Ross is doing most of the sewer work, he felt that it would take him another six months to finish all of them. The matter was tabled for now.

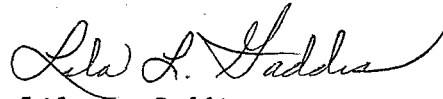
Hiring a high school boy to lime ball diamonds, mow tower area, sweep shelter house and hose out rest rooms at park was discussed. Mayor Lee stated that maybe Mr. Noble might have some work that could be done also. Mayor Lee was going to check with Mr. Noble before doing anything else at this time.

Vacation pay for Mr. Noble was discussed. After a short discussion a motion was made and seconded giving full time employees a 1 week paid vacation (40 hours) after one year employment and 2 weeks paid vacation after two years employment.

Mayor Lee reported that one of the manhole covers had been moved letting surface water in to the sewer main. It was suggested maybe raising the manhole by putting a ring on to extend them up higher or put a bolt on the covers. Council decided to have Mr. Noble check on the cost.

Councilman Bell reported that he was still checking into the ball lights to be set at the grade school. He was looking for someone to do that kind of work. It was suggested he contact George Sullivan of KPL at Rossville.

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 3, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening April 3, 1978, at 7:00 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Viola Wilson, Don Bell, Wayne Kellner, Wayne Bellon. (5) Absent: None.

Minutes of the last meeting held March 20, 1978, 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, Viola Wilson, Don Bell, Wayne Kellner, Wayne Bellon. NAY: None. Ordinance was declared passed and given No. 1030.

Mr. Nelson was present to review with Council his recommendations on the 2nd phase of Wiant's subdivision and sewer improvements. The previous design calculations indicate that an 8 inch pipe on a 0.3% slope should be adequate for the proposed project unless the land use is revised and a large water user is allowed to enter this sewer service area. Engineers recommend that the City accept the proposed 8 inch ABS truss pipe laid on a 0.3% grade. All easements required to construct and maintain the proposed sewer should be submitted to the City for review and approval prior to construction. Engineers recommend that Line "D" be extended about 6 feet to allow service to Lot No. 5 by wye rather than to the proposed end Manhole No. D-1. The City should continue to remind all building contractors to locate the sanitary sewer and check the depth and service line slopes prior to basement construction. This should be done during the building permit state of a proposed house or building construction. A motion was made and seconded to accept sewer specifications reviewed on Wiant Subdivision #2. Mr. Nelson then left the meeting.

Patrolman Kroh handed his monthly report to the Council for review.

There were eight citizens from the Hamilton Heights Subdivision present to discuss with Council the drainage in that area. All parties were very much against setting up a drainage district for that area. There one objection was the financing of the project. Mr. Stumbo was present and stated that there were only two ways of financing such a district: basis of square feet or assessed valuation. If the financing were set up on assessed valuation the developed land would pay more instead of un-developed. After more discussion on the matter, the citizens then left the meeting.

Mr. Ross was present to ask the council if they would grant an extension of sewer hook ups. Council all felt that there should be an extension. Mr. Stumbo suggested starting with EPA and the State Board of Health to get their feelings on the matter. After further discussion it was decided to have Mr. Stumbo contact EPA regarding the matter.

Mr. Ray Ortega was present. The main sewer line was put in too high for a basement drain at the house at 100 E. Pottawatomie. The contractor stated that they had contacted the owner of the house and he didn't want to go down to his basement. Mr. Ortega said he was not contacted by any one. It was suggested maybe going out east on city property. Mayor Lee said he would check with Mr. Nelson and would get back to Mr. Ortega. Mr. Ortega also stated that where the fire hydrant was set in front of the house, area was left quite low and leaves a puddle of water when it rains. Mr. Ross stated that he would get some dirt and haul into the area. Mr. Ortega left the meeting.

Setting up the drainage districts was once again discussed. Mr. Stumbo reviewed with Council the court action between Mr. Dougan and Rossville. The case was reaffirmed that the silver lake is a natural water course, therefore, Mr. Stumbo suggested not changing course of action at this time to drain water into silver lake. There would be approximately 200 acres to drain.

After a lengthy discussion a motion was made and seconded to set up both drainage districts. Roll call of the motion showed Viola Wilson, Don Bell - AYE; Don Dain, Wayne Kellner - NAY; Wayne Bellon - ABSTAIN. Mayor Lee voted AYE. A resolution would be drawn up by the City Attorney to enact both drainage districts.

Building a new fire station was on the agenda, but Mr. Stumbo ask Council to take the matter up on May 1, as he was still working to see about grants and also some land to put the building on. The matter was tabled till May 1.

Finances were discussed at this time. The City's checking account had increased again since transferring some funds at the end of the year. Patrolman Kroh had set up a 2 year plan for the police department. Included putting on another patrolman and purchasing another vehicle. After some discussion, Mr. Stumbo suggested having several councilmembers work outside the council meetings to set up a list of priorities that the city needs and to see if there would be any grants available. They could then bring the list to the Council to be gone over. Don Bell and Viola Wilson volunteered to work on project. It was decided to transfer some funds out of checking account at this time. City Clerk was to take care of the matter.

Boy to lime diamonds was discussed. Mayor Lee stated that Jerry Barker took care of the diamonds last year. Mr. Noble stated that he would be able to use someone part time. Salary of \$2.25 per hour for work done was decided on. It was also decided to pay every two weeks. Mayor Lee said he would talk to Jerry Barker to see if he would want the job again this year.

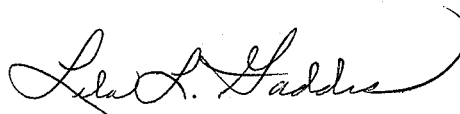
Councilman Kellner ask if a fee could be established to cover City's expenses for work done on subdivisions. Mr. Nelson has already done two for the city. Possibly set up a fee schedule based on per lot in subdivision. Mr. Stumbo was to check on the matter.

Councilman Dain reported on the liability insurance covering all public employees. Had received a quote from two companies. One company for 1 million coverage - annual prevmium of \$1,498.00 with 1,000 deductible. Another company for 2 million coverage - annual premium of \$1,998.00 with 5,000 deductible. After a short discussion a motion was made and seconded to go with the 2 million coverage with an annual premium of \$1,998.00. Councilman Dain was to take care of the matter.

Councilman Bellon reported that he would be moving to Topeka in the near future. He stated that he would serve on the council till he sold his house.

Mr. Noble ask the Council if he could replace the overhead door on the west side of the city hall. A motion was made and seconded giving Mr. Noble authority to take care of the matter.

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 17, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening April 17, 1978, at 7:00 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Wayne Kellner, Wayne Bellon. (3) Absent: Viola Wilson, Don Bell.

Minutes of the last meeting held April 3, 1978, 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, Wayne Kellner, Wayne Bellon. NAY. None. Ordinance was declared passed and given No. 1031.

Judge Harris was present along with three law students who were to be interviewed for the position of municipal judge as Mr. Harris will be leaving the 1st of May. The applicants were Steven Zieber, Patricia Baker and Dennis Clyde. Each one was interviewed by the Council.

Councilmember Bell entered the meeting at this time.

Mayor Lee thanked the applicants and told Judge Harris that a decision would be made later on in the meeting and he would be notified as to who the new judge would be.

Tom Wade and Bill McDaniel were present. Mayor Lee reported to the council that he had talked to Mr. Wade on matters relating to the fire department. There are now 14 fire phones - 9 in the city and 5 in the rural area. Mr. Wade ask the city if more phones could be installed as some of the firemen has to call two other firemen after receiving a fire call. He recommended adding on four or five extra phones. He was to make a list for the City of persons he would recommend to have a fire phone. Salaries was talked about at this time. In 1968 the fires were raised to \$2.50, but the meetings were left at a \$1.00. After a short discussion a motion was made and seconded to raise the salaries to \$5.00 for each fire attended and \$2.00 for each meeting attended. It was then placed on final passage by roll call of the following vote: AYE: Donald Dain, Don Bell, Wayne Kellner, Wayne Bellon. NAY. None. Ordinance was declared passed and given No. 1032. Mr. Wade ask about the building for a new fire station. Mayor Lee reported that he and two councilmembers had met and worked up a list of priorities for the city. The fire station was first on the list. Mr. Stumbo was to report to the council at the first meeting in May on grants for such a building. Mr. Wade and Mr. McDaniel left the meeting.

Patrolman Kroh handed his monthly report to the Council for review. There were no questions from the Council, so Patrolman Kroh left the meeting.

The following applications for license with proper fees attached were presented to the Council for consideration: Application to operate 2 pool tables - Gerald Blankenship and application to operate a juke box - Gerald Blankenship. Mrs. Massey from Massey's Fun Center called and stated that she would have her applications in on April 18, 1978; application to operate a juke box - application to operate two pool tables - application to operate five pin balls and one foob ball machine. After review, by motion duly made and carried the applications by Gerald Blankenship were approved and the applications by Mrs. Massey were approved subject to payment due on April 18, 1978. The Clerk was instructed to issue appropriate licenses effective May 1, 1978, through April 30, 1979.

The Rural Water District had ask the Council for some kind of a statement in regards to additional water that the city could pump for the district. It was felt after talking to Utilities Supervisor Noble that the city could pump up to two million gallons for the district. The Clerk was to write a letter to the district notifying them and also including in the letter that the city is reviewing year end costs of furnishing water to them and after these figures are computed, there may have to be an increase in

purchase price of the water.

Mrs. Russell from Lakeside Lodge had called to see if the Council would consider making an adjustment on their January and February water and sewer bills for the lodge, as they were quite large. Mr. Noble stated that there was nothing wrong with their meter, therefore, the council felt that an adjustment was not warranted and the bills would have to be paid.

The Delinquent Water Customer List was passed to the Council at this time.

Mayor Lee reported that he had contacted Ken Martinek about working for the city this summer. He quoted him a figure of \$2.50 per hour. A motion was made and seconded to hire Ken Martinek at \$2.50 per hour to help out Mr. Noble and to lime the ball diamonds for the summer baseball and softball programs.

Mr. Wiant was present to ask the Council if he could go ahead and get building permits for the six lots in Wiant Subdivision #1, facing Chilson Road. The question was ask if there was sufficient drainage plans now for the Council's satisfaction. The City would have to have assurance that the drainage will be done. It was suggested having a drawing from Schmidt Engineering to state where the water would be drained and where the easements are that City will have to have. Mr. Wiant was informed that before any building permits would be issued, there would have to be sewer and water lines put in and the entire area would have to be graded. Mr. Wiant left the meeting.

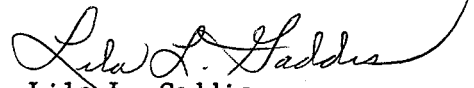
A list of the priorities for the City was reviewed, after which it was decided to add drainage in north east of city and leave the rest of list as was set up. 1. - Fire Station; 2. - Police Department - A. Patrol car - B. Officer; 3. Sidewalk - Hiway 24 and city; 4. Recreation - A. Summer Program - B. Tennis court - C. Lake - D. Swimming pool - E. Rest rooms; 5. Dogs; 6. Water System; 7. Clean up day; 8. City wide tree planting; 9. Attract new business and doctor; 10. Drainage in north east Silver Lake. It was suggested checking with Washburn Athletic Dept., KS and KU to see if anyone from the colleges would be interested in setting up a summer program, also to check with the Booster Club of Silver Lake. Another tennis court was mentioned. Councilman Bell was going to check on the different projects. Updating the water system was discussed. Mayor Lee said he would check with some engineering firms to see what the cost would be for them to do a water study for the city. Councilman Bellon was going to check out the cost of a new patrol car.

At this time, Mayor Lee handed to the Council, Mr. Bellon's letter of resignation. Mayor Lee had contacted Jim Atwood to see if he would sit on the council, replacing Mr. Bellon until next year's election. With Council's approval Mr. Atwood would be sworn in at the next council meeting.

A motion was made and seconded appointing Steven Zieber as the new municipal judge for the city starting May 1, 1978.

Utilities Supervisor Noble reported that Ron Lilley had contacted him. He can get some ground out by Fisher's to build on and wanted to know if the City would furnish the area with water. After a short discussion, it was felt that the City should have a little more study done on the project before a decision could be made.

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 MAY 1, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday May 1, 1978, at 7:00 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Viola Wilson, Don Bell (3) Absent: Wayne Kellner.

Due to the resignation of Councilman Bellon, at this time Jim Atwood was sworn in by the City Clerk to fill the position.

Minutes of the last meeting held April 17, 1978, 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, Viola Wilson, Don Bell, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1033.

Ken Martinek was present and reported to the council that John Machin and he had discussed putting the lights on the northeast grade school diamond. John had figured that the work could be done for around \$5,000, which Ken stated was a high figure. Would need a transformer and 4 poles. Possibly get them from REA.

Councilman Kellner entered the meeting at this time.

Ken stated that they had figured on underground wiring as it would eliminate maintenance. After somemore discussion on the matter, a motion was made and seconded to go ahead with project and get all volunteer help that could be obtained. Council member Atwood ask Ken to get a list of items needed and he would talk to someone from KPL about donating the items. Ken said he could use some dirt at the park. Councilmember Bell had ordered some, but is unable to get it at this time. Ken ask what he should do about materials that would be needed for his work. The Council stated that any materials needed should go through Mr. Noble. The lights on the tennis court were discussed. Councilmember Bell is getting bids on another tennis court. Ken Martinek left the meeting at this time.

Mayor Lee had a quote price for a new patrol car. Was from Kent Brown - \$5,703.98. List of equipment needed for car was - car equipment - \$1,072.00; first aid - \$166.00 and accident equipment - \$60.00 total of \$1,299.63. Councilmember Dain suggested the city go with competitive bids from different dealers. Mayor Lee said he would get several bids and report back to the Council on the matter. Patrolman Kroh gave his monthly report to the Council at this time. The car had been in the shop 23 hours during the two week period.

John Schmidt was present with plans to show the council where the water would drain in the Wiant Subdivision. These were reviewed at this time. Council felt that they should have another opinion on the plans, therefore, Councilmember Bell was to check with Pasley & Associates and another firm to see if they would review the plans for the City and also the cost involved. Mr. Stumbo reported that he would get with Mr. Schmidt and have legal descriptions on easements needed by the next council meeting May 15. Mr. Schmidt and Mr. Wiant left the meeting.

Patrolman Kroh had received several complaints about the large number of dogs at the Orville Miller residence. The matter was discussed. It was decided to have Mr. Stumbo write a letter to Mr. Miller.

In accordance with the statutes, Mayor Lee presented to the Council for their consideration the following names for the appointive offices of the City of Silver Lake; City Clerk - Lila Gaddis; City Treasurer - Joan Parks; Utilities Supervisor - Tom Noble; Fire Chief - Tom Wade; City Attorney - Johh Stumbo. 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, 1979.

Mayor Lee reported that there had been a meeting scheduled for this morning by Mr. Emerson. Mr. Nelson and he came out, but Mr. Emerson didn't show up. There were several things down at the lagoon site that had to be taken care of. The north pond has $4\frac{1}{2}$ feet of water in it, should have 5 feet. Putting rock on to keep dike from breaking was discussed. Mr. Nelson wondered if the city would go with their share of putting on rock and EPA would pick up the other $\frac{3}{4}$. The question was ask if this problem could have been anticipated. Is either the contractor's fault or the engineers design. It was suggested forcing engineering firm to contact Emerson or handle themselves, also ask EPA for a field representative to look at the problem. Mr. Stumbo said he would set up a meeting with Mr. Nelson and tell him that we wanted a report on the problem by next week. Since nothing had been done regarding damages or claims from residents, Mr. Stumbo was going to send a registered letter to Mr. Emerson for the City. Mr. Stumbo reported that EPA and the State Board of Health had both agreed to an extention of hooking on to the sewer.

Mr. Stumbo had met with Mr. O'Brien of HUD regarding community block development grants. There are two different types set up. One for citities over 50,000 - Metro and the other - Non Metro which is a competition grant program. They have five applications for every one that is approved. There is nothing for fire - police and city offices except for low income. He ask about sidewalks in the downtown area. Would probably less than 10% chance to get a grant for the project. He wrote a letter to Economic Development Program. They have a Round III LPW funds, but didn't know if the funds would be available. If any available, would go to high unemployment areas, which Kansas is not and might get less than 20%. If program is funded, would allow for something like police and fire without city offices. The gentleman suggested the city building it on their own. Councilmember Atwood stated that he had checked into some steel buildings and a 100 x 60 would run around \$40,000.00 - heating - building and concrete. Councilmember Bell said he would talk to a Dick Petrick, to see if he would be interested in doing some of the work. Mayor Lee was to draw up a floor plan that the city might work from. Mr. Atwood stated that it would take up to six weeks after ordering the building to bring it in. It was suggested getting volunteer help in constructing the building itself. A motion was made and seconded to follow through on the project.

To speed up the meetings, Mayor Lee appointed Mr. Dain to take care of any of Mr. Noble's needs that might come up during the week instead of waiting to bring it to the Council. Mr. Atwood was to work with Patrolman Kroh and he ask Mr. Kellner to have a report on finances for the Council. Mr. Bell was to work with Ken Martinek on the park area.

Councilmember Dain reported that he had computed the figures for the water sold to the Rural Water District. The contract calls for a 20% profit span. After reviewing the figures, a motion was made and seconded to raise the rate from 35¢ per 1,000 gallons of water to 41¢ per 1,000 gallons used. The City Clerk was instructed to write a letter sending the information to the water district.

Utilities Supervisor Noble was present and reported that he had received two bids for a test well. The bids were \$450 and \$800. A motion was made and seconded to go with the low bid of \$450.00. The test well would be made on the city property east of City Hall. Mr. Noble stated that he wanted the well as close to tower as possible.

Mr. Noble reported that Mr. Roberson has two houses in SL East #4 that do not comply with the city's setback requirements. The house is 7" off and the basement that is already been poured is 1' off. After a short discussion Council felt that Mr. Roberson should file variance application with Zoning Board of Appeals. Mr. Noble

was to inform him of the Council's decision.

Due to Judge Harris leaving as municipal judge, it left the Court without a clerk as Mrs. Harris was acting as court clerk. The City Clerk stated that she would accept the position. A motion was made and seconded to pay the court clerk \$10.00 per each court session. It was then placed on final passage by roll call of the following vote: AYE: Don Dain, Viola Wilson, Don Bell, Wayne Kellner, Jim Atwood Nay. None. Ordinance was declared passed and given No. 1034.

The meeting was recessed till May 8, 1978.

The meeting reconvened on May 8, 1978, at 7:00 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Viola Wilson, Don Bell, Wayne Kellner, Jim Atwood (5) Absent: None.

Mayor Lee had received another bid on a patrol car. Was from Laird Noller and was \$200.00 cheaper than Kent Brown, but did not quote several items that was listed on the Kent Brown bid. After a short discussion a motion was made and seconded to purchase the chevrolet minus the radio.

Mayor Lee had received a letter from Mr. Stumbo regarding the drainage in the Wiant subdivision. He wanted the Council to clarify for him whether Mr. Wiant had to drain the entire area or just where the six houses are located that he wants building permits for. After a short discussion, the Council felt that the City would have to wait for the final drainage plans from Schmidt before a decision could be made. They all felt that the entire area should be drained.

Mr. Stumbo had also written a letter to Mr. Emerson giving him until May 15, 1978, to finish and complete the construction of the sewer project along with damages or claims from residents.

Mayor Lee had drawn up a floor plan for the Council to go over. Was 160' x 60' with Fire Department, City Clerk office with council meeting room, two bathrooms, kitchen, community building and library. It was decided to have a company look at the plan and check on cost, etc. Councilman Atwood was to take care of the matter.

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 at City Hall on Monday May 15, 1978, at 7:00 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Viola Wilson, Don Bell, Wayne Kellner, Jim Atwood (5) Absent: None.

Minutes of the last meeting held May 1, 1978, 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, Viola Wilson, Don Bell, Wayne Kellner. NAY. None. Ordinance was declared passed and given No. 1035.

Gene Bertels and Jim Price of Continental Telephone Co. were present. The Council ask them to attend the meeting in order to find out what improvements, if any, were going to be installed in Silver Lake in the future. The Council had received numerous complaints from citizens about the telephone service. Mr. Bertels reported that their trouble index showed only 6.4 trouble reports for every 100 calls made, which he thought was very good. After the council had stated all of their troubles in making phone calls from Topeka to Silver Lake and not getting a dial tone and other difficulties, Mr. Bertels stated that they evidently were not being notified of people having difficulty in completing a call. Mr. Price reported that there would be an additional 100 lines put in, but until the lines are in they are not giving anyone a private line. There are 54 trunks between here and Topeka and an additional 6 are to be added. In 1980-1981 they will be replacing switching system over to digital. They recommended to council having citizens call when they are having a problem, otherwise they have no way of knowing about the problem. The gentlemen left the meeting.

Melvin Wedermyer was present. He ask if the city would put no parking signs along Lake St. south of the ball diamonds from Apollo to east of high school as the street is very narrow. Some of the councilmembers felt that there would be adequate parking at the grade school. Patrolman Kroh was present and recommended putting no parking signs on entire street from Highway 24 over to Apollo. Some of the council felt that this left very little parking at the high school. Ken Martinek had attended a school board meeting and the problem had been discussed. The school board said they would take care of it if the City Council approved. A motion was made and seconded to put no parking signs along Lake St. and north on Rice Rd. from Lake St. Mr. Wedermyer also ask if there couldn't be a street sign put on Skylab Ct. and ask about the street lights. The street lights were to have been put in some time ago. The city clerk was to check on the matter.

The lights for the grade school ball diamond was discussed. Councilmember Atwood had checked with KPL and they will give us the pole and transformer. They stated that they would do for our city the same as they had done in the past for other cities. Ken Martinek had purchased paint to paint bleachers and wondered if the city would want to reimburse him for it. After a short discussion, it was felt that the bleachers were school property and the school district should buy the paint.

Mr. Nelson from the engineering firm was present with a change order that they had prepared for Mr. Emerson for rock riprap work for slope area at the lagoon site. Mr. Emerson was also present for meeting. Mr. Stumbo reported to the council that he had sent a demand letter to Mr. Emerson regarding damages and claims that had never been taken care of. There were a total of four items - 1. punch list - 2. money city is still holding of Mr. Emerson's - 3. liquidated damages - 4. riprap at lagoon site. Mr. Nelson said they had ask for figures on changes and would treat the additional work as a change to existing contract. He said that EPA would pay 75% of the cost. Mr. Stumbo stated that he and Mr. Emerson had agreed on \$8,000.00 for liquidated damages. Mr. Emerson said that he would take care of all the damages and claims in the next few days. The one stand by power unit is still not working, so Mr. Stumbo was to write a letter to the company, regarding the matter. Mr. Emerson

stated that whether he would bid on the riprap work to be done depended on how much money the city would hold back. The city still owes Mr. Emerson approximately \$78,500.00. Mr. Emerson felt that the city should pay all of it to him except for 1%. Mr. Nelson was to check with EPA to see if the 1% retainage figure was enough to hold back. The question was ask how many days beyond May 19, 1978, to extend deadline. Mr. Emerson said after change order is approved it would take him 90 days to do the work. The date was set for September 1978. Mr. Nelson felt that there would be no hold up from EPA except the regular paper work. Mr. Nelson and Mr. Emerson left the meeting.

John Pasley and Dave Troxel from Burgwin, Pasley engineers were present. They hadn't received the Wiant drainage plans from Mr. Schmidt. Mr. Schmidt was to attend the meeting, but hadn't arrived. Without the plans the matter was tabled till a later date. Mr. Pasley had made an agreement letter between his firm and the City for the council to look over, regarding them furnishing certain engineering and planning services for the City. The services are as follows: 1. An engineer from their firm would attend the council meetings. 2. Review all proposed subdivision plats. 3. Assist in budget preparation. 4. Assist in obtaining grants or other aid as required for improvement of public facilities. 5. Provide liaison to county and surrounding communities and attend Regional planning meetings on City's behalf. 6. Be available in case of emergency such as sewer backup or pump failures. 7. Will develop utility maps for the City as needed. 8. Will spend a minimum of 10 hours per month in the City. 9. The City of Silver Lake agrees to pay the Engineer for the above services the sum of \$75.00 per month. The City further agrees to give first consideration to employing Burgwin, Pasley and Associates should the council decide to design and build public works improvements. 10. The Engineer agrees that he will not charge more than the \$75.00 per month for the above services unless he has obtained prior permission from the Mayor and Council. Mr. Pasley suggested that they could put a clause in to terminate at any time. He ask the council to review the agreement and let him know of their decision. He and Mr. Troxel left the meeting. After a short discussion, a motion was made and seconded to have Mr. Stumbo draw up an agreement with the termination clause included.

Mr. Stumbo reported that he had met with John Schmidt and Mr. Schmidt had form of contract to present to City with total recommendation on Wiant project. Mr. Stumbo had not heard anymore from him. Before Mr. Schmidt does easement work he needed a contract with City. After further discussion it was decided to have Mr. Stumbo contact Mr. Schmidt to find out what his intention is on finishing the district map for the city and also the final design for the drainage districts. It was felt that the city should have the final design within a six weeks period. Mr. Schmidt, Mr. Wiant and Mr. Sloan want a letter stating what Mr. Wiant has to do to get building permits on the six lots facing Chilson Rd. It was felt by council that the following were required: 1. Submit final drainage plan. 2. All improvements to lots - entire area. 3. How much drainage has to be done. Will have to be fully bonded for the entire area. The city would need a specific agreement from Mr. Wiant and also have Mr. Sloan write requirements that Mr. Wiant wants, to bring to the City. Mr. Stumbo was to take care of the matter.

The City Clerk had received a call from Mr. Goodman at 500 Mariner Dr. The two homes south of him needed some dirt hauled in and he was wanting to fence in his yard and wondered when the work would be done. Mr. Noble stated that when the houses were built they removed a lot of dirt which left a drainage problem. J. Thomas Lumber Co. was going to hire Mr. Ross to do the work and pay him for it. The City Clerk was instructed to relay the information to Mr. Goodman.

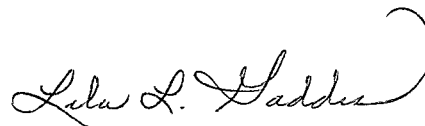
Mayor Lee reported that purchase of new patrol car that council had approved, had been sent in a few days to late as the company had already stopped production. Will have to wait now till the new cars come out and will be an increase in price of somewhere around \$400. Patrolman Kroh handed his monthly report to the Council. He also reported that he had written a disorderly conduct ticket for throwing articles back and forth across Highway 24.

Councilman Dain left the meeting at this time.

Patrolman Kroh ask if the ordinance could be amended to include throwing frisbees or other articles across the highway. Mr. Stumbo said he would talk to Mr. Buening to see if a new ordinance would be needed. Councilmember Atwood reported that he had met with Patrolman Kroh and went over different problems within the city. One of the big needs was the criminal code. Drug problems and vandalism are some of the problems. Having the patrol car serviced at Hamilton's was not working out as some of the kids working at Hamilton's were doing things to mess up the car. Someone suggested talking to Mr. Hamilton about the matter. Patrolman Kroh stated that he was aware of the problem. It was recommended that the patrolman stop having the car serviced at Hamilton's for awhile.

Ken Martinek had given Mayor Lee a report of the light bill from last year for the high school ball diamond. It was asked if the City would want to pay for the electricity used, or a portion of it. After a short discussion a motion was made and seconded to let the school district pay for the lights.

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

Mayor Lee, along with Council's approval, appointed Richard Moeckel and Jon Rueck to the City Planning Commission.

REGULAR SESSION MONDAY EVENING JUNE 5, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday June 5, 1978, at 7:00 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Viola Wilson, Don Bell, Wayne Kellner, Jim Atwood (5) Absent: None.

Minutes of the last meeting held May 15, 1978, 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, Viola Wilson, Don Bell, Wayne Kellner, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1036.

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, 1978 to June 11, 1979.

Street Commissioner Wilson presented to Council a bid from May-Ransom-Sheetz for street repairs. Total bid was \$7,785.00. Mrs. Wilson recommended that the City go ahead and have the work done. The work would take care of all asphalt major repairs and would leave only the grading of the alleys. A motion was made and seconded to have May-Ransom-Sheetz go ahead and do the work.

Councilmember Dain reported that due to Health Department regulations Walt Foresman needs a mask and Mr. Noble needs water meters. The above items would be purchased.

Councilmember Wilson stated that the City and the school board might have to meet at a later date regarding the parking problem over by the school.

Councilmember Bell reported that he was waiting on some price quotes for the restroom fixtures at the park.

Councilmember Kellner stated that the weeds throughout the city should be mowed. The Clerk was instructed to write letters to John Dozier, Paul Dultmeier, Mr. Streeter and J. Thomas Lumber Co.

Councilman Atwood ask the council what had been set up for the city patrolman in way of overtime. He stated that some cities budget for overtime. Patrolman Kroh had indicated that he would be willing to drop all back overtime if he knows in the next year what he will be getting for working overtime. The question as to whether to reimburse for overtime or give comp time was discussed. It was suggested setting a work schedule at 50 hours a week and anything above the 50 would have to be approved. Mr. Atwood said he would make a work schedule with so much traffic time and so much call time and present it to the council at the next meeting. He also ask if there had been any work done on the criminal code. Mr. Stumbo was present and said he would check with Mr. Buening about the matter.

Councilman Dain reported that he had talked to Frank Peel about the lights at the park. He stated that he would do the work last Saturday. Councilman Bell said he would also check with him regarding the matter.

Mr. Schmidt, Mr. Wiant and Mr. Troxel of Burgwin, Pasley Engineering Firm were present. Mr. Schmidt reported to the Council that he had proceeded with the Wiant construction improvements and had taken the storm drainage plan and the street plan to Burgwin, Pasley to be reviewed. The street plan was for extending Center Dr. south of the highway into Wiant subdivision #2. They had one or two days left on sewer phase - then they would go right in to the street plan. Mr. Schmidt stated that Mr. Wiant had a

performance bond agreement with Krieger Realty. Mr. Wiant had not gotten the bond yet. Mr. Schmidt indicated that the streets would probably be in before he would get bond. The council ask what the construction phases of draining would be. Mr. Schmidt stated that they would put a temporary ditch in at this time. The temporary ditch would go to the grader ditch on Chilson Rd. When other street put in, then would go under ground with drainage. Mr. Troxel had written a letter to the City which stated that they had examined the drainage plans for the Wiant subdivision and in his opinion, the proposed means of drainage is appropriate for the topography and planned land use, therefore, he recommended approval of the drainage plans. A motion was made and seconded to approve the drainage plan for the Wiant subdivision. The council ask Mr. Schmidt if the drainage district plans were finished. He said he would have them completed in 30 days. The easement descriptions would not take very much time. He has already selected the location providing the council approves it. Mr. Schmidt then ask the council to approve the street improvement plan for the Wiant subdivision. Mr. Troxel had reviewed the plans and recommended to council that they be approved with understanding that drainage be taken care of on the street. A motion was made and seconded to approve the street plans with drainage note on plans. Mr. Schmidt stated that there would be plenty of dirt available for putting in the dam and the work would be done when the ground dries. Mr. Stumbo stated that he had contacted Mr. Sloan and Mr. Kreiger suggesting an agreement be written by Mr. Sloan between the city and Mr. Wiant specifically stating what each were to do. The construction of dam and integrity could be spelled out better in an agreement. They both agreed to the suggestion. As of this date the city had not received an agreement. A motion was made and seconded that there be no other decisions made until the city gets agreement from Mr. Sloan. Mr. Schmidt said he would take care of the matter. He and Mr. Wiant left the meeting.

Councilmembers Wilson and Bell left the meeting at this time.

Mr. Nelson from VanDoren-Hazard-Stallings was present. He reported that Emerson Construction, Inc. had taken care of all the claims with exception of Mr. Coffey and Mr. Manning which were being turned in to Emerson's insurance company. There had been two cave ins which would require more dirt and there was one fence still not up. Mr. Nelson made a note and said he would check into it. He had with him a change to contract regarding the riprap work to be done at the ponds. After some discussion, it was decided to have Mr. Stumbo check with Quality Excavating on prices quoted in change. A motion was made and seconded to approve change subject to what Mr. Stumbo finds out on prices. Mr. Nelson left the meeting.

The budget for 1979 was discussed. It was decided to have each councilmember work on getting some figures for their department and then present all of them at the next council meeting. The clerk was instructed to contact Mr. Richel to see if he would prepare the budget for the city.

Mr. Stumbo had an ordinance making disorderly conduct unlawful, defining disorderly conduct and prescribing penalties for disorderly conduct, for council's approval. After review of ordinance a 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: Don Dain, Wayne Kellner, Jim Atwood, NAY. None. Ordinance was declared passed and given No. 1037.

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 at City Hall on Wednesday, June 21, 1978, at 8:00 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Wayne Kellner, Jim Atwood (3) Absent: Viola Wilson, Don Bell.

Minutes of the last meeting held June 5, 1978, 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, Wayne Kellner, Jim Atwood. NAY: None. Ordinance was declared passed and given No. 1038.

The Zoning Board hearing of June 7, 1978, regarding variances on two of Eldon Roberson's new homes was discussed. The minutes of the hearing read that after considerable discussion of the applications the board voted to grant the variances at 206 Gemini and 413 Eagle. The board recommended to the City that it need to provide personnel coverage available to issue building permits during regular business hours and to provide someone to perform those services for the City if Tom Noble is not on duty and further no builder or owner should start construction without a building permit and should be penalized for failure to comply by fine and or termination of construction. After a short discussion by the Council, a motion was made and seconded to grant variances on the two building permits. The sidewalks for the Wiant subdivision was also brought to the attention of the Zoning Board. After the discussion of the request for a variance the Board adopted unanimously that the request by Mr. Wiant by sidewalk variances from the subdivision regulations for Wiant Subdivision and Wiant Subdivision No. 2 be referred to the Silver Lake City Council without any recommendation for approval or disapproval. After a short discussion a motion was made and seconded to waive the sidewalk requirement for the Wiant Subdivision and Wiant Subdivision #2.

Bid by Emerson for pond work was gone over at this time. Mr. Stumbo reported that Quality Excavating had reviewed the figures for him that Mr. Nelson had prepared on the bid. They felt that the bid was very reasonable. Mr. Emerson had been in touch with Mr. Nelson to see if the City was going to approve the change order. The change would be submitted to State Board of Health and they would in turn sent it on to EPA for approval. A motion was made and seconded to approve the change order for the additional work to be done at the lagoon site.

The agreement between the City and Mr. Wiant had not been received. The City had received a letter from John Schmidt stating what would be the procedure for development of the subdivision. Members of the council present decided that the City should have the agreement stating the different steps to be taken to develop the subdivision. Mr. Harold Williams with Kreiger Realty was present and ask the Council if he could have a list of the items needed for the agreement, as he wanted to get it finished up. Mr. Stumbo made a list for Mr. Williams at this time. Mr. Schmidt had brought with him a set of street plans for the subdivision. The City had received a letter from Mr. Troxel recommending that the street plans be approved. It was decided to wait and approve the street plans when the City had received the agreement from Mr. Wiant. Mr. Wiant, Mr. Schmidt and Mr. Williams left the meeting at this time.

Councilman Dain had checked with a company regarding aerial spray for mosquitos. The cost would be from \$750 to \$1,000 for entire city and would last up to 21 days. It was suggested maybe the city could get their own fogger and have the fire department help out. Councilman Dain was to check into the matter further and report back at the next council meeting.

Two boys from the city were present to present a petition to the Council. The petition is in behalf of the skateboard riders of Silver Lake west side, as we no longer have

anywhere to ride our skateboards. Because of the ordinance that skateboards are not allowed on public streets and due to construction being started at the schools on July 1, the kids were asking if they could designate one street on the west side of town for riding skateboards. They had obtained 38 signatures from people living in the area that were in favor of letting the children ride their skateboards on a designated street. It was decided to designate Shawnee St. starting at the first corner south of the Highway and going to Theresa. It was suggested putting signs at each end with "skateboards - time $\frac{1}{2}$ hour after sunup and $\frac{1}{2}$ hour before sunset." A motion was made and seconded to have the signs made so they could be put up on the street. Don Dain and Wayne Kellner voted AYE and Jim Atwood voted NAY on the time to be put on the signs.

The City Planning Commission met on June 12 to review a new plat submitted by Fred Stone - property known as Woodland Acres. After reviewing the plat a motion was made and seconded recommending the city council accept plat, providing that it conforms with Shawnee County Regulations. At this time a motion was made and seconded to approve the plat based on Planning Commissions recommendation.

Mr. Noble reported that Ken Lilley had inquired as to whether he could put a house between 302 and 306 Beaubien. The lot size is 65X75. Would have between 4800 and 5000 square feet. The City ordinance states that to build on a piece of property you need 7500 square feet. Mr. Lilley said it would be a small 2 bedroom house. Council decided it should go through the Board of Zoning Appeals. Mr. Noble was to let Mr. Lilley know.

Mayor Lee had received a call from Mr. Stroup about a bill of \$71.00 he had to pay to find his riser. He felt that he should be reimbursed for the expense. Mr. Noble recommended tabling the matter for the present as he stated that if they had dug a big enough hole he would have found it. The riser, in his opinion, was close enough to the pin. The City also had received a bill from Mr. Murdock, amount \$91.00 which he had been charged to find riser. The riser on his property had been broken and Mr. Noble felt that Emerson should reimburse Mr. Murdock. The clerk was instructed to send a copy of bill and short letter to Mr. Emerson regarding the matter.

Mr. Troxel with Burgwin-Pasley Engineers was present. Mr. Stumbo had copies of the agreement between the City and the engineering firm which he had put into a legal agreement between the two parties. The agreement stated same as mentioned in May 15, 1978, minutes. The agreement becomes effective July 1, 1978, and will remain in force until June 30, 1980, unless terminated sooner by written notice delivered at least ninety days prior to the proposed termination date. A motion was made and seconded to approve the agreement as written. At this time Mayor Lee ask Mr. Troxel if his company could furnish the city with a district map. Mr. Troxel said they would do the work and would get information from John Schmidt. The city clerk was to write a letter to Mr. Schmidt informing him that the City had turned the development of the district map over to Burgwin-Pasley.

Mayor Lee ask for the council's approval to close part of Apollo Friday as some of the neighbors were going to have a picnic for the Bellon's. A motion was made and seconded to close a portion of Apollo St.

The Delinquent Water Customer List was passed to the Council at this time.

Budget for 1979 was discussed. Councilman Kellner had worked up some figures for the council to go over. After review of the figures, the council decided to increase the mill levy by 5%. The clerk was to take the book to Mr. Richel for preparation of the budget.

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

The Governing Body of the City of Silver Lake met in the City Hall on June 26, 1978, at 7:00 PM in special session pursuant to a call by Mayor Leonard Lee.

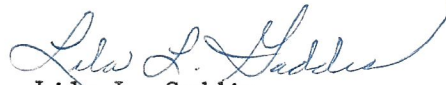
The meeting was called to order by Mayor Lee and the following Councilmembers were present: Viola Wilson, Don Bell, Wayne Kellner, Jim Atwood (4) Absent: Don Dain.

The meeting was scheduled for the purpose of reviewing the agreement between the City and Mr. Wiant of the Wiant Subdivision. Mr. Stumbo was present and went over the agreement with the council. It had been set up in three phases. Mr. Stumbo stated that the Council had to decide whether they were going to allow phase building. It was acceptable in the city's regulations. After review of the agreement, it was decided to put in Paragraph 1 - Page 1 the phrase "underground storm drainage". Add new paragraph stating that at all times the developer will cause all land owned by him south of Highway 24 to be leveled and graded in such a way to cause surface water drainage over all such land to flow to the catch basin to be installed on the east side of Chilson Rd. as provided for in paragraph 6 hereof and at no time will developer permit surface water to drain to the north under or over Highway 24. Also, have Della Marie Hine sign agreement as her name appears on the Wiant Subdivision plat. Mr. Stumbo was to take care of getting the above written in the agreement.

A motion was made to approve the agreement subject to the changes being made. Effective date would be June 26, 1978. The motion was seconded. The street plans were reviewed and after a short discussion a motion was made and seconded to approve the street plans.

A copy of the agreement is attached to the minutes for the record book.

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 at City Hall on Wednesday July 5, 1978, at 7:00 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Wayne Kellner, Jim Atwood (3) Absent: Viola Wilson, Don Bell.

Minutes of the last meeting held June 21, 1978, and special session June 26, 1978, were read and corrections made.

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, Wayne Kellner, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1039.

Mr. Tom Burger and associate from People's Savings were present to ask the Council for a temporary commercial building permit.

Councilmember Wilson entered the meeting at this time.

Mr. Burger stated they had a leased option on a portion of ground next to their office which they were wanting to put a modular double wide building for expansion of the office. The building would be set on footings and tied down with sewer, water and air conditioning. Would also be skirted with People's Savings name on the building. Mr. Noble was present and stated that he felt there would be nothing wrong with issuing them a building permit as long as they hooked on to the sewer. Mr. Burger stated they had a three year lease plus one year option, in which after that time, the building would be moved, as they are planning on building in Topeka. The council felt that the building permit should be signed by the owner of the land along with People's Savings. A motion was made and seconded that the building permit be issued with a five (5) year maximum period stated on the building permit. Mr. Burger and associate left the meeting.

Mrs. Slater of 306 Beaubien was present. Mrs. Slater was wanting to sell the north half of her lot so she could put in her sewer. Mr. Lilley was interested in buying the lot and putting a small house up, until it was discovered that Mrs. Miller's water meter sets on Mrs. Slater's property and the line runs diagonally across the north half of Mrs. Slater's lot. The Council ask Mr. Noble approximately how much money it would cost to move the line. Mr. Noble stated the cost for the city at \$2.00 a foot and Mrs. Miller's cost at \$600.00. Mrs. Slater indicated that Mrs. Miller wanted her meter moved. The Council felt that Mrs. Miller probably was not aware of the cost involved in moving the line. Mr. Noble was to talk to Mrs. Miller informing her of the cost and to get her signature on a letter stating that she would be willing to pay to have the line moved. Mrs. Slater had talked to Bob Tilton and stated that he had tried to contact Mr. Stumbo about the matter. Mr. Stumbo said he would check with Mr. Tilton. Mrs. Slater left the meeting.

Mr. Stumbo reported that the trial regarding the Streeter property had not been reset and possibly would not ever go to trial. The City had received a summons from the small claims court to appear on the 5th of July. Mr. Stumbo had gotten the date changed to the 12th of July. Mrs. Albright was asking that she be reimbursed for the unjustly sewer charges that she had paid to the City of Silver Lake while living in the city. Councilmember Kellner was to represent the City on the matter. The City was going to file a counter claim against Mrs. Albright as she still owes the city for some delinquent water bills.

Councilmember Atwood proposed to the Council at this time, that the patrolman's salary be raised from \$650.00 a month to \$750.00, raising the amount of hours per week from 50 to 54. Anytime worked over the 54 hours a week would have to be approved by Council and the officer would be given comp time for hours worked over the 54 per week.

Would have a set schedule for the patrolman to work from. After a short discussion a motion was made and seconded to raise the patrolman's salary to \$750.00 per month with 54 hours a week as of July 1, 1978. Anything over the 54 hours worked would have to be approved by council and the patrolman would receive comp time for any overtime put in. The motion was placed on final passage by roll call of the following vote: AYE: Donald Dain, Viola Wilson, Wayne Kellner, Jim Atwood NAY. None. Ordinance was declared passed and given No. 1040.

The City Clerk was to check with Mr. Troxel of Burgwin-Pasley about the base map for the city.

Mayor Lee reported that he had not heard from John Schmidt regarding the drainage districts. Mr. Schmidt had submitted his contract to Mr. Stumbo. There were a few changes to be made and Mr. Schmidt said he would change the contract and present it to the City. As Mr. Stumbo had left the meeting earlier, it was decided to have Mayor Lee check with him in the next few days, and then write a letter to Mr. Schmidt stating that the city would have to have the final working plans and contract by the next meeting.

The Delinquent Water Customer list was passed to the Council.

Extending the sewer hook on time was discussed. It was felt that the residents were all making an effort to get hooked up. After a short discussion a motion was made and seconded to pass a Resolution extending the sewer hook on time to January 1, 1979.

Mayor Lee reported that several houses in his area were having to go to extra expense putting in their sewer due to engineering error. Mr. Stumbo was checking into the possibility of an engineering error on the ponds not being rip rap. Mr. Buening stated that this problem would come under the same thing and he would fill Mr. Stumbo in on the matter.

The budget for 1979 was again discussed. It was felt by all of the council that each department should set up a budget to go by. It was decided to have some figures worked up by August 1 for each department.

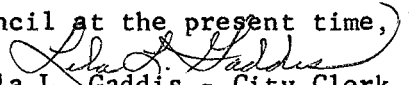
Mayor Lee read a letter that he had received from Memorial Hospital, regarding a health care program for the city. After discussing the letter it was decided to invite a representative from Memorial Hospital for more information on the program. The city clerk was to invite them to the August 7 meeting.

Councilman Dain had checked on the cost of a fogger for the city. FOB price was \$1,495.00. The fogger weighs approximately 100 pounds and could be used on a pickup truck. After reviewing some of the material, a motion was made and seconded to purchase the fogger.

Councilmember Wilson reported that Fred Davis was cutting trees in the city. Cost was \$1555.00 for 15 trees. There were some limbs hanging over some of the streets and down on the sidewalks and she wondered if some of these shouldn't be trimmed. After a short discussion it was decided to let Councilmember Wilson decide on amount figure after showing the trees to Mr. Davis. Mrs. Wilson reported that she had not heard from May-Ransome-Sheetz about the work to be done on the streets. She had checked on having a sign made for skateboarders and was told that if the city put up such a sign, they might be liable. Mr. Buening said he would check into the matter.

Manager of Penn Apts. had called Mr. Buening to see if the city would remove some old cars that had been abandoned. City has no ordinance relating to such a matter, so Mr. Buening was to get in touch with the manager and tell them it would be up to them to dispose of the cars.

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 at City Hall on Wednesday July 19, 1978, at 7:30 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Don Bell, Wayne Kellner, Jim Atwood (3) Absent: Don Dain, Viola Wilson.

Minutes of the last meeting held July 5, 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: Don Bell, Wayne Kellner, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1041.

John Schmidt was present with drainage district plans. He went over the plans with the Council.

Councilman Dain entered the meeting.

After reviewing the plans, the Council ask Mr. Schmidt to check to make sure they have the area draining from the low point. Mr. Troxel was also present and was to take a set of plans to go over as the city's engineer. Mr. Buening ask Mr. Schmidt to change the plans to STORM WATER DRAINAGE DISTRICT instead of storm sewer. Mr. Schmidt said he would have his contract by the next meeting and the plans would also be finalized. Mr. Buening was going to check for the City on issuing temporary notes for the project.

Mr. Schmidt also had a plat for Woodsland Acres. The Planning Commission had met regarding the plat at an earlier date. Their recommendation to the Council was to accept the plat, providing that it conforms with Shawnee County regulations. A motion was made and seconded to approve the plat subject to Planning Commission recommendation.

Mr. Wiant was present. He had written a letter to the city requesting that an appropriate storm sewer district be created in order to provide for the installation of all of the necessary storm drainage within the Wiant Subdivisions. The letter was discussed by Council and referred to City Attorney. Mr. Wiant and Mr. Schmidt left the meeting.

Mr. Troxel had an engineer's report for the Council, regarding the zoning map for the city. Estimated cost for three maps would be \$600 for drafting costs and \$150 for materials. He also recommended to the Council that the limits of the Silver Lake Zoning regulations be set on the south - at the Kansas River. Reducing the limits to 1 mile was discussed. A motion was made and seconded to approve the \$750.00 figure for the three maps and also to have a three mile jurisdiction except south side - would end at the Kansas River.

Some of the fire department members wanted to meet with Council to inquire about a new fire station. It was decided to have Councilman Atwood check on some figures for a building and to set up a special meeting for the fire department members on July 31, 1978 at 7:30 PM. It was suggested inviting some members from the township also.

A motion was made and seconded to have the 1979 budget published setting the hearing for August 7, 1978, at 8:00 PM.

The sewer service charge for a business was discussed. Mr. Hamilton had inquired as to the charge as it was costing him more for the sewer charge than for his water. The Sewer Service Charge ordinance reads for a business the first 6,000 gallons will be

\$7.50 and for each thousand gallons of water used in excess of 6,000 will be \$1.50. After a short discussion it was decided to have Councilmember Dain check on the matter and report to Council at the next meeting.

Councilman Dain reported that the City had never been billed by Aetna Ins. for insurance coverage on the patrol car. He had checked, but is waiting to hear on the matter. The car is covered even though the City has not been billed.

Patrolman Kroh was present and reported that the city needs five (5) CITY LIMITS signs, one (1) RADAR ENFORCED, One (1) DON'T DRIVE ON GRASS. He also ask whether or not the NO PARKING signs had been ordered. The City Clerk was instructed to contact Mrs. Wilson regarding the matter.

Mr. Buening reported to the Council that on the Albright matter, the judge had allowed the City their counter claim against Mrs. Albright. She has ten days to appeal the decision. It was decided to wait and see if she would appeal.

The City Clerk had received a complaint about the weeds around some houses on Eagle St. The houses were being built by Thurlow Development Inc. The City Clerk was instructed to write a letter asking them to have the weeds cut. The City had went ahead and cut the weeds on the Dozier lots, after there had been no response to a letter written by the City. After a short discussion a motion was made and seconded to put the charge in the amount of \$80.00 on Mr. Dozier's tax roll. The City Clerk was to take care of the matter.

Emerson's Construction, Inc. had called and wanted the balance of their money. It was decided to okay their check, in the amount of \$21,169.06, leaving the Mayor's signature blank until the punch list was completed, such as fences, dirt, alley and some claims. At such time, when the items were completed, the mayor would sign the check for Emerson's.

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

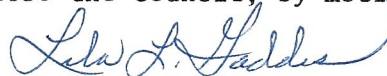


Lila L. Gaddis
City Clerk

The Governing Body of the City of Silver Lake met in special session at City Hall on Monday, July 24, 1978, at 7:00 pm with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Viola Wilson, Jim Atwood (3)
Absent: Don Bell, Wayne Kellner.

The purpose of the meeting was to determine the use of revenue sharing entitlement funds as of December 31, 1978, of \$3,653 and the entitlement funds anticipated to be received during 1979 in the amount of \$4,012. After a short discussion, by motion duly made and carried, the Clerk was authorized to record the City of Silver Lake intended to spend the funds received for the purpose of public safety.

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



Lila L. Gaddis
City Clerk

Drainage work within the platted area adjacent to Rice Rd. should be done in conjunction with construction of Rice Rd. and Rice Court. The approval of road plans for these roads should be contingent upon development of an appropriate drainage design and dedication of drainage easements. To drain area east of Rice Ct. Mr. Schmidt said there would have to be a modification of north design with a south Y - mostly would be a grading problem. He would modify plans by continuing ditch .4 of a foot deeper. Would show elevation on plans. The extra work would not hold anything up and would be done at no additional cost to the north drainage district. Mr. Schmidt said he would run cross-sections and include in plans. Would drain the area east of Rice Ct. between Lots 79 and 80 by putting in a tube. Councilmember Atwood was sure that the easements could be obtained from the owners of Lots 67, 68, 69 and 70. Council gave Mr. Schmidt the okay to go ahead and modify the plans to include draining the area east of Rice Ct.

Applications with fees attached had been received from the following for a license to retail cereal malt beverage: Eleanor Milner of Sam's Tavern; Joy Blankenship of The Corner and John L. Wehner of Wehner's IGA. 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, 1979.

The Delinquent Water Customer List was passed to the Council at this time.

Mayor Lee had received a letter from the Department of Transportation. There is a new law providing that the State will maintain one highway link per contract with city or the city can maintain and State will pay so much towards the maintenance. If the city wants a new maintenance contract, a letter would have to be mailed before January 1, 1979. A motion was made and seconded to have the clerk write the letter asking for a new maintenance contract between the City and the State of Kansas.

Mr. Stumbo reported that the condemnation had been filed and the court will appoint appraisers on December 26, 1978. Mr. Stumbo was to meet with Mr. Schmidt and check on easement descriptions.

Councilmember Atwood reported that the City had been turned down on their grant for a new radio and walkie-talkie. He had talked to several different persons and they suggested the City re-submit another grant application. The walkie talkie is priced \$975.00 - Motorola and \$873.00 - RCA. Councilmember Atwood recommended re-submitting. It was decided to take radio out of the old patrol car and put in new one when it arrived.

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

REGULAR SESSION MONDAY EVENING DECEMBER 19, 1978

The Governing Body of the City of Silver Lake met in regular session on Tuesday evening, December 19, 1978, at 7:00 PM with Mayor Lee presiding and the following Councilmembers present: Wayne Kellner, Jim Atwood (2) Absent: Don Dain, Viola Wilson, Don Bell.

Mayor Lee reported that he had received two bids for wood material for finishing the inside of the new building. The lowest bid came from Roberson Lumber Co. - \$3,575.12. It was decided to have Mr. Noble get materials so the Fire Department could start working on it.

Tom Brown was present to discuss the damage to his car with Council. On October 28, he stated he and his wife went from their house to Sam's, then took alley south of the bank on the way home. He hit the manhole cover in alley. Took car to Freed's and Butler's to get some estimates on the damage. Freed's said it would take from \$300 to \$500 to fix under the front end and Butler would straighten the front end. The car is a 1969 Rambler. Mr. Noble had looked at manhole and said there was a hole around manhole where gravel had been kicked out. Mr. Brown said a \$300 settlement would be fair. The matter was tabled until a quorum was present.

Mr. Troxel was present with his report regarding the drainage study on Rice Rd. and Rice Court. Mr. Schmidt, Mr. Dultmeier, Mr. Roberson and Mr. Watkins were also present. After considerable discussion relating to the problem the matter was also tabled till a later date.

As a quorum was not present, the meeting was declared adjourned until Wednesday evening, December 20, 1978, at 7:00 PM.

ADJOURNED MEETING WEDNESDAY EVENING DECEMBER 20, 1978

The adjourned meeting of the Governing Body of the City of Silver Lake was reconvened Wednesday evening, December 20, 1978, at 7:00 PM with Mayor Lee presiding and the following councilmembers present: Don Bell, Wayne Kellner, Jim Atwood (3) Absent: Don Dain, Viola Wilson.

Minutes of the last meeting held December 4, 1978, 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: Don Bell, Wayne Kellner, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1057.

Tom Brown's car was discussed. The insurance co. is checking to see about liability. Mr. Stumbo was present and suggested that all claims be submitted in writing to the City. After a short discussion it was decided to table till receive word from the insurance co.

Mr. Schmidt, Mr. Dultmeier and Mr. Watkins were present to once again discuss the drainage of the area around Rice Rd. and Rice Court. Mr. Roberson is willing to give easement required for the north drainage district if easements can be obtained from Lots 67, 68, 69 and 70 to insure the water draining from the Root property. Mr. Troxel stated in his report that the project will provide positive drainage via an open ditch from Rice Court west to a storm sewer at US 24 and thence to Silver Lake. The proposed design from Schmidt Engineering allows for the platted property to the east to be drained via a continuation of the ditch. This continuation would be constructed at the time that Rice Rd. and Rice Court were constructed. Mr. Troxel's findings and recommendations are the ditch grades and locations proposed in the design appear correct for the present conditions and for probable future improvements.

Mayor Lee stated that the new patrol car was to be built today. Should be in in two to three weeks. Councilman Atwood reported that one of the cylinders in the patrol car had gone out and would take around \$/00.00 to fix it and would take up to ten days to do the work. It was decided not to put any more money in the car at this time.

Councilman Atwood had checked the ordinances that Larry Buening had written up. The first one was on closing the park at a specific hour. The ordinance had 11:00 pm, and permit to use shelter house to be issued by Chief of Police. After a short discussion a motion was made and seconded said ordinance be accepted as read with two stipulations - changing the time to 1:00 am and changing the Chief of Police to City of Silver Lake. It was then placed on final passage by roll call of the following vote: AYE: Viola Wilson, Wayne Kellner, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1056. The other two ordinances were on cereal malt beverages and loud unusual noises. After reviewing and upon Councilman Atwood's recommendation that the city was covered on these two ordinances, the council did not adopt these ordinances.

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 at City Hall on Monday evening, December 4, 1978, with Mayor Leonard Lee presiding and the following Councilmembers present: Viola Wilson, Wayne Kellner, Jim Atwood (3) Absent: Don Dain, Don Bell.

Minutes of the last meeting held November 20, 1978, 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: Viola Wilson, Wayne Kellner, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1055.

John Schmidt was present to discuss with council easements needed in the north drainage district. Mr. Roberson was to give the city an easement, but now wants the City to get a drainage easement from Paul Dultmeier so water from the Root property, now owned by Mr. Roberson, will drain to the low point. Mr. Paul Dultmeier entered the meeting. He suggested draining the area by using Rice Court. Mr. Roberson entered the meeting. Mr. Schmidt stated that the elevation would stay almost like it is today. After considerable discussion it was suggested having a drainage right-a-way between Mr. Roberson and Mr. Dultmeier by using Lots 74 and 34. Mr. Roberson and Mr. Dultmeier both stated that they would give the lots for the right-a-way. The matter was turned over to the city engineer - Dave Troxel. He would have a report for the council by the next meeting. Mr. Dultmeier and Mr. Schmidt left the meeting at this time.

The City had received a letter about a meeting in Manhattan on "Block Grants". Mr. Troxel was going to attend the meeting. Mr. Stumbo had checked into such grants last year and all the grants were for elderly and low income housing.

Council ask Mr. Troxel about analyzing the city's water system. He stated that he would get some studies together that had been done on different towns and present to council.

Mr. Roberson who was still present at meeting stated that he will be submitting a plat next to the highway over in Silver Lake East. He was wondering if he could put in single family if it is zoned for neighborhood shopping. The new zoning ordinance allows this to be done. Mr. Roberson than left the meeting.

Mr. Stumbo reported that they were successful in the Streeter action. The court dismissed the case on basis that they had not exhausted all the administrative possibilities. Mr. Stumbo felt that they would probably request building permits again. After a short discussion it was decided to table the matter until such a time that the building permits were requested from Mr. Noble.

Mayor Lee reported that the overhead furnace is in for the new fire station. All of the pipe has been run in building, with gas main in except meter. Councilman Bell was to order electrical materials. Fixing the ramp out front was discussed. It was felt that since Mr. Oathout from Tollefson had stated that they would pay for one half of the expense \$75.00 - total expense - \$150.00, that the city should go ahead at this time and have it fixed. A motion was made and seconded to have the work done.

Putting gravel on the east side of the new building for some off street parking was discussed. Mr. Butterfield is hauling gravel for the alley's at this time, so it was decided to go ahead and gravel on east side of new building. The city clerk was to write Mr. Butler a letter informing him of the council's decision so all wrecked cars could be moved from the area.

Councilmember Wilson reported that she was unable to get Mr. Ross to haul in gravel for the alleys. It was suggested contacting a Max Butterfield to see if he could do the work.

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 blue ink, reading "Lila L. Gaddis". The signature is written in a cursive style with a large, looping initial "L".

Lila L. Gaddis - City Clerk

REGULAR SESSION MONDAY NOVEMBER 20, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening, November 20, 1978, with Mayor Leonard Lee presiding and the following Councilmembers present: Don Dain, Viola Wilson, Don Bell, Wayne Kellner
(4) Absent: Jim Atwood.

Minutes of the last meeting held November 6, 1978, 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: Don Dain, Viola Wilson, Don Bell, Wayne Kellner. NAY. None. Ordinance was declared passed and given No. 1053.

John Oathout was present with a final invoice for the new fire station. The work had been completed except for the dirt work. The final invoice was \$27,190.70 with \$1,000.00 held for removal of dirt. All liens were in except one from Cardinal Supply Co. where the insulation was bought. Mr. Oathout said it was to be mailed today. Mr. Noble had inspected the building and everything was in order. After a short discussion a motion was made and seconded to approve payment in the amount of \$26,190.70, subject to receiving lien waiver from Cardinal Supply Co. Councilmember Bell said none of the materials had been ordered, but he would do so this week. Mr. Shove was present to inquire about the ambulance service. He stated that Mr. Beckett had called him to see what council had decided. It was decided that the city could not invest in an ambulance at this time, but setting up an emergency medical treatment program might be beneficial to the community. The matter was tabled for the present time.

Mr. Nelson was present. He had Change Order No. 7 which reduces the amount of \$77,000.00 stated in Change Order No. 6. The reduction amounts to \$24,218.76, reducing total contract project cost from \$809,493.20 to \$785,274.44. A motion was made and seconded to approve the Change Order. He also had the final pay request to be sent to EPA. The pay request was for \$68,644.00. The final pay to contractor is \$60,543.75 with no retainage. Mr. Nelson then went through the engineers bill with the Council. Total for services for the project totalled \$120,376.46, less previous payments of \$102,576.32. Leaves a balance of \$17,800.14 due the engineering firm. The engineering bill and the bill from the contractor will be payed when the city receives the money from EPA. Mr. Nelson then left the meeting.

The question was brought up as to whether the council was going to extend the sewer hook up time. Mr. Noble reported that there are 26 left to be hooked up. After the matter was discussed a motion was made and seconded to extend the hook up time to June 1, 1979, with this date being the final date. Mr. Noble was to give a list of the properties to the city clerk and letters were to be sent to the owners.

Mr. Stumbo was present and had the resolution for condemnation along with the ordinance providing for the condemnation of lands outside the city limits of Silver Lake for construction of storm water drains as a part of the storm water drainage. A motion was made and seconded to pass the resolution. After review of the ordinance a 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: Don Dain, Viola Wilson, Don Bell, Wayne Kellner. NAY. None. Ordinance was declared passed and given No. 1054. Mr. Stumbo stated that he had ordered a title report for owners of the land. Some of the easements are back in and are waiting on the others.

Mr. Stumbo reported that no decision had been made regarding the Streeter case. Judge Vickers has the case and has not made a decision at this time.

due to condemnation. The city must have possession of land before a work permit is issued to contractor. After some discussion, a motion was made and seconded to hold up bidding till the city gets possession of land and to go ahead and issue the temporary notes. Mr. Stumbo is to have the condemnation papers ready for the council to review at next meeting.

Mr. Buening had three ordinances that Patrolman Kroh had asked him to draw up. He also had the criminal code ordinance. After a short discussion, the three ordinances were tabled, so Councilmember Atwood could go over them, and a motion was made and seconded the criminal code ordinance be accepted as read and it was then placed on final passage by roll call of the following vote: AYE: Viola Wilson, Don Bell, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1052.

Mr. Stumbo reported that they would have a final bill for the city on the sewer project and a current billing done on the Streeter action, to be presented at next meeting.

The Delinquent Water Customer List was passed to the Council at this time.

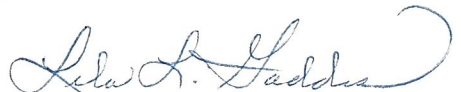
Councilmember Atwood was to check with John Oathout about when the building would be finished up, as no one had heard from Mr. Oathout. Mr. Noble said they had told him they were waiting on materials and also the doors and windows. It was felt that some of the exterior materials for the fire station should be ordered. Councilmember Bell was to get a list of plumbing and heating materials that would be needed and give it to Councilmember Atwood.

The City had received a snow removal bid from Bob Deiter for the 1978-79 season of \$27.50 per hour - per vehicle. The snow would be removed by Mike Deiter. A motion was made and seconded to accept Mr. Deiter's bid. The Clerk was instructed to notify Mike regarding Council's decision.

Mr. Noble reported that Mr. Nelson and Mr. Carlson made their final inspection at the lagoon on November 3, 1978.

Mayor Lee reported that he had represented the city at Small Claims Court. The judge ruled against Mr. Stroup, but Mr. Stroup may take it to a higher court. The judge finally narrowed down persons involved to be Emerson Construction Co. and the owner, being Mr. Stroup.

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

REGULAR SESSION MONDAY NOVEMBER 6, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening, November 6, 1978, with Mayor Leonard Lee presiding and the following Councilmembers present: Viola Wilson, Don Bell, Jim Atwood (3) Absent: Don Dain, Wayne Kellner.

Minutes of the last meeting held October 16, 1978, 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: Viola Wilson, Don Bell, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1051.

Mike Beckett, Director of Emergency Medical Service at Stormont Vail was present. Councilmember Atwood had contacted him and also some representatives from St. Francis regarding the possibility of one of the hospitals wanting to put an ambulance in Silver Lake in the new fire station. Mr. Beckett had some information on setting up an ambulance service for the city, but would be the city's program without the help from Stormont. He suggested selecting community people to be involved in such a program. He stated that Stormont goes through Silver Lake about twice a week with one of their ambulances. The two representatives from St. Francis also stated that one of their ambulances went through no more than an average of 3 times a week. Mr. Beckett, said before the hospital would be interested in putting an ambulance here in the city, there would have to be at least 5 calls a week within the area. The Council thanked the representatives for visiting with them and they left the meeting at this time.

Tom Wade and Mike Burton were present. Mike works for the Department of Transportation and said he had a chance to get an aerial photo of the city. The fire department has been wanting an aerial photo. The photo would cost the city no more than \$50.00 and might be considerably lower as they could take photo on their way to some other city. They would take the photo between Thanksgiving and Christmas. The council decided the city should have about three copies. A motion was made and seconded to write a letter to Mr. Turner requesting photographic coverage of the city.

Dave Troxel was present. He had reviewed the old and new subdivision regulations and the only difference was the street construction was not specified in the new subdivision regulations. Mr. Troxel suggested approving the subdivision regulations and then pass an ordinance specifying the street construction. Also specifications on sidewalks should be made. Possibly use same specs as City of Topeka has for their sidewalks. Upon recommendation by the City Planning Commission, a motion was made and seconded to approve the subdivision regulations. City Attorney's would draft the ordinance pertaining to specifications for street construction and sidewalks. Mr. Troxel left the meeting at this time.

John Schmidt was present with the plans for the Drainage Districts and also the agreement between his firm and the City. The agreement was approved at the last meeting, but needed signatures. The mayor, city clerk and Mr. Schmidt signed the agreement at this time. Compensation in agreement calls for \$2,589.00 to be due when districts are formed and \$9,000.00 for compensation for such professional services, eighty (80) percent or \$7,200.00 shall be due the Engineer when the detailed plans and specifications are delivered to city. Balance due upon completion of project. The city owes Mr. Schmidt \$9,789.00 at this time. Temporary notes will be issued to pay this amount. Mr. Stumbo was going to take care of the matter. Advertising for bids was discussed. The contractor could bid either one or both districts, but if tied together the city would have to be notified and have separate bids for each district. Could advertise for bids any time. Mr. Stumbo stated that there would be a delay on the south district

ball and move the trees. It would have to be understood if the trees were moved and didn't live that the city was in no way responsible for them. Councilmember Dain was to check and see how much money would be involved in moving the trees.

Council ask Mr. Stumbo if his office could break down their billing for budget purposes. Mr. Stumbo said there would be no problem in doing this and would have done by next meeting. The codification of ordinances can be finished up since the new zoning ordinance has been adopted. Mr. Buening stated that the League puts out a misdemeanor offenses like their standard traffic ordinance. He wondered if the Council wanted to adopt such an ordinance. It was decided to have Mr. Buening prepare the ordinance for approval at next meeting.

Eldon Shove entered the meeting to suggest to council maybe inviting one of the ambulance companies or Rescue I to station one of their vehicles in the new fire department as there would be plenty of room. Councilmember Atwood was going to check into the matter.

The Delinquent Water Customer List was passed to the council at this time.

Councilmember Dain reported on the new contract for maintenance of the water tower. After a short discussion a motion was made and seconded to accept the contract with Midwest Tower Co.

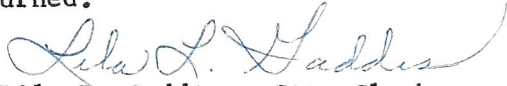
Councilman Bell reported that he had received a phone call from Mr. Stroup at 305 W. Pottawatomie, regarding a bill he felt that the city should pay. Mr. Stroup stated that he had some difficulty in finding the riser when hooking on to the sewer. Mr. Noble was present and stated that he didn't have to dig any further than some of the other people. Mr. Noble had told him approximately where it would be located. Council all felt that it was Mr. Stroup's problem, as the city would not be liable.

Councilman Kellner ask Mr. Noble what the nitrogen level was at the west well. Mr. Noble stated that it was low at this time. Mr. Kellner thought the well should be checked frequently and a close watch kept over the problem.

Councilmember Atwood suggested commissioning Patrolman Kroh for work outside the city limits. The fee would be \$190.00 for 1 year false arrest insurance coverage. He felt the city would benefit as it would allow Patrolman Kroh to go out in the county for investigations and also for checking out the sewer ponds. After a lengthy discussion, a motion was made and seconded to approve the commissioning for work outside the city limits, with the amount of time spent to be controlled by the patrolman and reported to the council along with his monthly report.

It was felt that the council should meet with the township fire department regarding the new building. Mayor Lee and Councilman Atwood was to attend their meeting on Tuesday evening.

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 at City Hall on Monday evening, October 16, 1978, with Mayor Leonard Lee presiding and the following Councilmembers present: Don Dain, Don Bell, Wayne Kellner, Jim Atwood (4) Absent: Viola Wilson.

Minutes of the last meeting held October 2, 1978, 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: Don Dain, Don Bell, Wayne Kellner, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1049.

John Oathout with Tollefson was present. He had submitted three billings to the city for payment. Site work, foundations, spread footings, anchor bolts - \$5,623.00 with 20% hold - total due \$3,698.00, extra's such as concrete, backhoe, 3 laborers - total \$1,059.00, and arrival of STAR building - \$16,022.00. The total extra's is \$1,617.00. The \$558.00 will be billed to the city next month. Mr. Oathout is to get lien release on concrete work and give to the city clerk, at which time their check in the amount of \$20,779.00 will be given to him. Mr. Oathout reported that the building would be started up on Thursday of this week. Councilmember Bell said he would contact Mr. Sullivan of KPL to get a service pole put in, as the workers would need electricity by the first of next week. Mr. Oathout had with him a Change Order which included the extra's on the contract. After review a motion was made and seconded to approve the Change Order. Mr. Oathout left the meeting at this time.

Mr. Troxel, city engineer was present to give his report to council. The sanitary sewer main line at People's Savings & Loan had been completed and been lamped. Four inspections were made during construction. The construction is in compliance with the specifications and we recommend that the line be accepted for maintenance. All costs of design and construction were paid by People's Savings & Loan. Mr. Stumbo was present and stated that the city would have to have an easement and an assignment maintenance agreement. He would prepare both documents. Council felt that People's Savings and Loan should stand the cost to prepare the documents. Mr. Troxel had a registration form for a seminar for Sanitary Sewer Maintenance to be held at Washburn on November 1, 1978. They recommended that Mr. Noble be enrolled in the seminar. A motion was made and seconded to have Mr. Noble attend the seminar. Mr. Troxel had attended the public hearing on zoning and subdivision regulations. At this time the council reviewed the district zoning map and the zoning ordinance. After a short discussion a motion was made and seconded said ordinance be accepted along with the district zoning map and it was then placed on final passage by roll call of the following vote: AYE: Don Dain, Don Bell, Wayne Kellner, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1050. The council needed to pass a resolution approving the new subdivision regulations. The new subdivision regulations did not define specifications for streets. Mr. Troxel was to compare the old regulations with the new ones and report to the council on the matter at the next meeting.

Mr. Stumbo reported that he was working on the easements for the drainage districts. Mr. John Schmidt was present and stated that he had reviewed time he had spent on the project and was agreeable to him to accept \$9,000.00, plus the \$2,589.00 figure, total for entire project of \$11,589.00. A motion was made and seconded to accept the contract. Mr. Schmidt said he would have it ready for signatures by next meeting. Mr. Schmidt will handle the advertising for bids. Mr. Stumbo said he had visited with Mrs. McDiffet about the easement across her property. There were two nut trees and an ash that would have to be taken out. Mrs. McDiffet didn't want to lose the nut trees as her husband had planted them. It was suggested having Skinner's come out,

The penalty per day figure was raised from \$100 to \$200 per day. The seeding had been discussed. It was suggested to pay down to 2% when everything is done except the seeding. It was felt that the 2% was not enough to get the contractor to come back and do the seeding. Mr. Schmidt said he could write the contract so it would not be a bid item. The council told him to take care of the matter, making sure the city is protected. Mr. Schmidt left the meeting at this time.

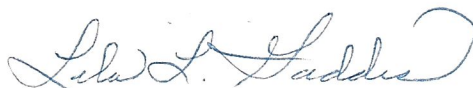
Increasing the Utilities Supervisor's salary was discussed. Councilmember Dain had done some figuring and had called several places to see what they were paying. His recommendation was to go with \$925.00 per month. After a short discussion a motion was made and seconded to raise the Utilities Supervisor's salary to \$925.00 per month effective October 1, 1978.

The department budgets were discussed. Councilmember Atwood has his at home. Councilmember Dain had worked his up in regards to the utilities supervisor's salary increase. Mayor Lee ask if these could be handed in to Councilmember Kellner, so he would have some time to work on them before the end of the year.

The City had received a contract from Midwest Tank Co. regarding painting on the inside of tower. Recoating in May, 1979 was \$5,826.00 and May, 1980 was \$6,473.00. Councilmember Dain took the contracts to review and would give a report at the next meeting.

The city clerk was to have notices printed and thrown in the paper regarding the Planning Commission meeting on October 11, 1978.

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

REGULAR SESSION MONDAY OCTOBER 2, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening, October 2, 1978, with Mayor Leonard Lee presiding and the following Councilmembers present: Don Dain, Viola Wilson, Jim Atwood. (3) Absent: Don Bell, Wayne Kellner.

Minutes of the last meeting held September 18, 1978, 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: Don Dain, Viola Wilson, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1048.

Patrolman Kroh gave the council a detailed report regarding the burglary problem that he had been involved in. He worked 231 hours, 21 calendar days and there had been 6 arrests made. Side effects due to the arrests were traffic tickets, thefts and drug problems were all down within the city. The council commended Patrolman Kroh on the work that he had done on the case. Mayor Lee reported that the new patrol car was ordered last Monday - September 25, 1978. Had ordered the Ford Fairmont with option of bucket seats. Will keep the old patrol car in service for a few months.

John Schmidt was present to discuss with council his contract with the City regarding the drainage districts. He had talked to Mr. Stumbo about the agreement. Mr. Stumbo was present and stated that he had relayed the council's feelings to Mr. Schmidt that they felt that compensation should be on a straight 9% basis. Mr. Schmidt said that he could not go with the straight 9% figure. The \$2589.00 figure that Mr. Schmidt was charging the city was strictly for the preliminary work. The actual design of the project was the 9% figure. Mr. Waddell and Mr. Schmidt had done work to find out area that would be in the drainage district and this was included in the preliminary work. Mr. Schmidt said the combined cost for the two districts was \$98,500 this being construction cost and engineering cost. Mr. Schmidt had talked to May-Ransome-Sheets and he felt that this figure was high. He had used a copy of an agreement that had been used with Shawnee County in making his agreement up with the City. There would be field parties to do work and then there would have to be an inspector. Council ask Mr. Schmidt for some idea as to how much more than the 9% figure and the \$2589.00 it would cost the city. Mr. Schmidt stated that some amount of \$40.00 an hour for stake out time. The Council felt that an inspector would not be necessary at times. Councilmember Atwood ask Mr. Schmidt if he would make the city a counter offer. Mr. Schmidt said he was not prepared to do so at this time, but would be ready by next meeting. By waiting until the next meeting to get contract signed, would not hold up any work relating to the project. Mr. Stumbo has appointments next week regarding the easements needed. After considerable discussion council stated to Mr. Schmidt that they would pay the 9% figure and the \$2589.00 dropping all other costs. Mr. Schmidt was to check his figures and would be present at the next meeting. Mr. Stumbo reported at this time, that he had spent 3 hours with bond attorney. He had asked the bond attorney about the bond issue. Their preference was to place privately versus public placement. Keep both issues together as would have a lower interest rate with larger issue. Mr. Stumbo had estimated the attorney's fee, cost of easements, bond attorney, etc. - north dist. was \$8500 and south dist was \$8500. Had allowed \$2,000 for easements in north district and \$5,000 for easement in south district. He felt that his figures were high also. It was felt that the drainage districts should be kept separate for assessment purposes. Mr. Stumbo ask the council what they would pay Mrs. McDiffet for an easement across her property. There are several trees to be taken out. Council felt \$750.00 was a fair offer. Mr. Stumbo stated that he and Mr. Schmidt had changed some things in the contract.

of Mr. Rueck when these other properties had built similar car ports. Mr. Noble stated that the property at 103-103½ Center was in compliance with the present ordinance and the carports on property at 102½ Center and 107-107½ Sage were erected before the city adopted their present ordinance. Since Councilmember Bell was to enter the meeting at a later time, it was decided to table this matter till then.

The question was brought up as to whether the city had anything on record requiring basements to be built 20" above the curb. After a short discussion a motion was made and seconded to pass a resolution stating that all new houses being built, the basement must be built 20" above the curb.

Mayor Lee had received a bid on patrol car from Chevrolet. The bid was \$6234.00. Councilmember Atwood recommended going with the Ford Fairmont.

Councilmember Bell entered the meeting at this time.

Mayor Lee said he would check and see if Chevrolet would come down to Ford bid. A motion was made and seconded to purchase the Ford Fairmont, unless Chevrolet would lower the bid.

At this time the discussion turned back to the building permit requested by Mr. Rueck. It was felt by some of the council that since the city does have an ordinance, that it should be enforced. A motion was made and seconded to deny the building permit. Roll call was then taken. AYE: Viola Wilson, Don Bell, Jim Atwood. ABSTAIN: Don Dain. The clerk was to write a letter to Mr. Rueck in regards to the matter.

Councilmember Dain reported that the builders risk insurance on the new fire station is effective.

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

REGULAR SESSION MONDAY SEPTEMBER 18, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening September 18, 1978, with Mayor Leonard Lee presiding and the following Councilmembers present: Don Dain, Viola Wilson, Jim Atwood (3) Absent: Don Bell, Wayne Keilner.

Minutes of the last meeting held September 5, 1978, 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: Don Dain, Viola Wilson, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1047.

Mr. Nelson from VanDoren-Hazard-Stallings Engineering Firm was present. He reported to the council that Emerson had finally had rock delivered on the 11th of September for the pond work. He estimated that the work was approximately 1/3 finished. Mr. Noble stated that Emerson's had told him they had asked for an extension until the last of October. Mr. Nelson had written a letter to EPA asking for an extension from September 19, 1978, to November 19, 1978. The request would be used to complete Change Order No. 6 for additional rock riprap slope protection work that has been delayed by unavailability of ordered rock materials. A motion was made and seconded to approve the extension. Mr. Nelson left the meeting.

Mr. Troxel was present with a report for the council. He had met with the City Planning Commission. The district zoning map and zoning regulations had been approved by commission. A public hearing has been set for October 11, 1978, at the Grade School. Mr. Troxel said he would be present at hearing to answer any questions. One set of utility maps is ready to use. Additional sets will be available at a cost of \$55.62 per set. He needed to research available plans and plot utilities on prints and trace utilities on original in ink, He ask Mr. Noble if he could draw in some of the water lines or supply information. The easement for waterline on Hamilton Subdivision was reviewed and approved.

Mr. Buening was present and reported that the ownership title had been completed on the drainage districts and the easements are on Mr. Stumbo's desk. They will be working on condemnation suit on Dougan's property and Mr. Stumbo has been working with John Schmidt. Mr. Buening stated that everything was being finished up so they could advertise for bids.

The water at the east end of town was discussed. Street Commissioner Wilson was to check it out. It was reported that there are so many weeds that the water does not move freely.

The Delinquent Water Customer List was passed to the Council at this time.

Mr. Buening had with him a so called preliminary plat of the McDonald Subdivision north of the city. Mr. Troxel also looked at the plat. Since the plat did not comply with the subdivision regulations for a preliminary plat, Mr. Buening was to write a letter including a copy of the city's subdivision regulations, asking them to bring the preliminary plat into substantial compliance with the subdivision regulations prior to a meeting of the planning commission.

The Zoning Board of Appeals had met regarding a building permit requested by Jon Rueck asking for a variance on the side setback requirements. There recommendation to the Council was to determine if property located at 103-103½ Center, 102½ Center and 107-107½ Sage is in compliance with current zoning requirements. If these properties are in compliance then the board feels that we could not deny the request

Mr. Stumbo had talked to Mrs. Slater's attorney. She is going to sell her house and wants the city to move the water line at city's expense as the line goes across her property to serve Mrs. Miller. She also wanted the work done before she sells her home. Mayor Lee had received a letter from Mrs. Slater asking for an extension for putting in the sewer till March, 1979. It was felt by the Council that they could not extend any special extension to Mrs. Slater, beyond the deadline of January 1, 1979. The council also decided not to participate in the cost of moving the water line from Mrs. Slater's property as they felt the line and its maintenance to be the responsibility of private parties rather than the city. Mr. Stumbo was to write a letter to Mrs. Slater's attorney informing him of the council's decision.

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

REGULAR SESSION TUESDAY EVENING SEPTEMBER 5, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Tuesday evening September 5, 1978, at 7:00 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Don Bell, Wayne Kellner, Jim Atwood (3) Absent: Don Dain, Viola Wilson.

Minutes of the last meeting held August 21, 1978, 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: Don Bell, Wayne Kellner, Jim Atwood. NAY. None. Ordinance was declared passed and given No.1046.

Selling water to Ron Lilley for several houses west of city was discussed. Mr. Noble reported that the city does not have an ordinance prohibiting selling water outside the city limits. It was suggested having Ron put the line in and then turn over to city, with meters at each house instead of putting just one meter at the edge of town and running off of it. Mr. Stumbo was present and said the city would not be legally obligated to sell to someone else if was requested in the future. Each case could be dealt with separately. He suggested an agreement be written between the city and Ron and also recorded. After a short discussion a motion was made and seconded to require Ron to put a 6" line in with the city furnishing the meters. The installation charge of \$360.50 per meter would be paid by Ron. Would be a requirement of one fire hydrant of whatever the fire chief determined necessary. Mr. Stumbo would draft contract with all legal services to be paid by Ron. The city clerk was to write a letter to Ron notifying him of the council's decision in the matter.

Rodney Roberson was present to inform council that the Jaycees were going to sponsor a dance to be held September 9, 1978, at the park. They were going to have 10 kegs of beer and charge an entrance fee of \$2.50. The Jaycees would run the gate and there would be stamps put on hands, indicating those who could drink beer and those who are not of age. The Jaycees also would manage the refreshment stand. They intend to have pop for those under age. Also are hiring security persons to help out at the dance. The council felt that the city patrolman should be notified, so he would be aware of the security people that would be involved and also ask Rodney to get a letter from the Jaycees stating that they are going to sponsor the dance. Rodney left the meeting at this time.

Mr. Stumbo reported that they were still working on the drainage districts. They were going to have to get some of the ownerships from the title company. There are three easements - two which can be obtained and the other one is Frank Dougan. Mr. Stumbo said he would be contacting Mr. Dougan in the next few days. Mr. Schmidt is waiting for the city to give him the go ahead. The city at the last meeting decided to ask for a breakdown on a \$2589.00 figure that Mr. Schmidt was charging and to request the charge be a straight 9% of contract price with no additional cost to city. Mr. Stumbo stated that the contract should state that the engineer is agent of owner. Mr. Stumbo said he would get in touch with Mr. Schmidt with recommendation from council.

Mayor Lee had received two bids on a police car. Both bids were from Ford. A Fairmont at \$5475.00 and LTD 2 at \$5943.00. He had thought he would have a bid from Chevrolet, but would be some delay on getting one from them. Their police package is being put on their Malibu this year. He recommended waiting for the Chevy bid. The matter was tabled till a later date.

Mayor Lee reported that the contract for the new fire station had been signed and the down payment of \$5,150.30 had been made. The building was ordered August 28, 1978.

Mr. Buening reported that there was still work to be done on the drainage districts. He had to meet with Mr. Schmidt and Mr. Nichols. He suggested that the city approve the petitions received from persons outside the city limits, but included in the drainage districts. A motion was made and seconded that the petitions be approved. He had a rough draft of contract between Schmidt and the city. There was a bill of \$2,589.00 that was due at this time. Design fee of 95% was to be paid when design plans and specifications were delivered to the city. The additional items listed in the contract was cost times two which the city would pay. Council felt that they needed a breakdown on the \$2,589.00 figure. Mr. Buening was to ask Mr. Schmidt for the breakdown and would bring final to next meeting.

The city clerk reported that she would start working at city hall Monday through Thursday 9:00 to 3:00 each day.

Building permits were discussed. It was suggested in the future, since the city hall would be opened more hours that the builders submit their plans to the city clerk and then they could be turned over to Mr. Noble for approval.

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



Lila L. Gaddis - City Clerk

REGULAR SESSION MONDAY EVENING AUGUST 21, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening August 21, 1978, at 7:00 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Viola Wilson, Wayne Kellner, Jim Atwood. (3) Absent: Don Dain, Don Bell.

Minutes of the last meeting held August 7, 1978, 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: Viola Wilson, Wayne Kellner, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1044.

At this time the bids for the new city building were opened and read by Mayor Lee. Bids were as follows: A. G. Tollefson & Co., Inc. - \$50,834.00; Kansas Steel-Built, Inc. - \$57,120.00; Gordon E. Bowers Co., Inc. - \$60,855.00; Rinner Construction Corp. - \$65,000.00. Mr. Oathout with Tollefson & Co. was present. He went over some of the specifications listed in their proposal. The concrete work would be done now while the building was on order, then would be ready to set the building when arrived which takes from six to eight weeks. Their terms were 10% down, then price of the building minus 10% at time building is delivered and 90% of whatever work is done per month. Mr. Oathout left the meeting at this time. Members of the fire department were present at meeting. Councilmember Atwood stated that Councilman Bell said he would oversee the inside work to be done with some volunteer help. Fire Chief Wade stated that the fire department members would be willing to help out. Financing the project was discussed. Councilmember Kellner and Larry Buening had done some checking on the matter. Could go bonds, temporary notes or no-fund warrants. If bonds were used the city would need to hire an architect, inspector, etc. Mr. Buening had checked to see if the city could transfer money from the waterworks fund to general operating for a new city building. The transfer could be made with a resolution. Mr. Kellner recommended transferring \$60,000 out of the waterworks fund for the project. A motion was made and seconded to transfer \$60,000 and accept bid from A. G. Tollefson & Co. of \$50,834.00 with an additional amount of \$380.00 for double glass entrance door. Council all felt that there should be a completion date for the project after which there would be a penalty. Mr. Buening was to write the letter to Tollefson accepting their bid along with a contract between them and the city. Since the city was going to use waterworks funds for the project, Ordinance 988 - Section 10 would have to be amended. Motion was made and seconded amending the ordinance and was placed on final passage by roll call of the following vote: AYE: Viola Wilson, Wayne Kellner, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1045.

Ron Lilley was present. He had checked on the difference in cost between a 3" water line and a 6" line. Would run from \$1600 to \$1800 difference. It was thought that the city had an ordinance stating that the city could not go outside city limits with city water. It was suggested maybe setting one meter and letting Mr. Lilley buy water from that to take on to the houses. Mr. Lilley ask if the city would be willing to put the meters in and fire hydrant, if he would put the line in. Mr. Noble was ask what the cost would be. City's cost for a meter is approximately \$105.00. Mr. Lilley stated that he would prefer to run the line and then let the city take over the line. Mr. Buening and Mr. Noble were to check further into the matter, so was tabled till the next meeting. Mr. Lilley was to draw up proposal for the council to go over. Mr. Lilley left the meeting.

Mr. Troxel had the sewer plans completed for the extension at People's Savings & Loan. Would connect into lateral 3, and would be able to serve everything in the surrounding area for future development. Mr. Troxel recommended approving the plans to the Council. A motion was made and seconded to approve the sewer plan.

agreed that since hs is the one that stopped the fence company from putting his fence up at the time the poles were set, that it is now his responsibility to string the fence.

Councilman Dain reported that someone wanting to buy a lot in Wiant Subdivision wants to put a beauty shop in the home, and Mr. Noble was wondering if this could be done, before issuing the building permit. Beauty shops are allowed in a person's home. Mr. Dain also reported that the electric motor bearings are going out on Lift Station #3 and he had told Mr. Noble to have it fixed. He and Mr. Noble were working on a monthly salary for Mr. Noble and would have some figures by the next meeting.

Councilmember Wilson reported that the company that makes the signs for the city, could not make 60 NO PARKING signs, so she was going to have to order them through a national sign company. After reviewing the area for the signs, it was decided to order only 24 signs at this time.

Councilmember Atwood reported that the front end mechanism was going out of the patrol car, but he had told Patrolman Kroh not to have it fixed at this time. He recommended buying a new police car as soon as possible and get rid of old car. Most of the equipment could be put on the new car. Mayor Lee stated that he would get the order in for the new car as soon as possible. The radar gun went out and is being sent in for repair.

Bernice Albright had not appealed to a higher court after the small claims court found the claim in favor of the City. Mr. Buening was asking the council if they wanted to recover the \$63.16 owed to the City by Mrs. Albright. The council all agreed to prosecute to recover the money.

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

Councilmember Atwood reported that the City had received one bid from Kansas Steel Built, Inc. for a new fire station. There were bids to be received by the 21st of August from Butler, Bauers and Starr buildings. The plumbing was not to be included in the bids, therefore, Councilman Atwood suggested having Mr. Bell and Mr. Noble over see the work with volunteer help. Councilmembers Bell and Atwood were to figure cost and Councilmember Kellner was to do more checking on the financing of the building. The matter was tabled till August 21.

Mr. John Schmidt was present. He had final plat for Woodlands Acres for the Council's approval. After review, a motion was made and seconded to approve the plat. Mr. Schmidt also had the final drawings on the drainage districts. Mr. Troxel, city engineer had reviewed the plans and stated that they didn't provide for drainage on Rice Ct. and he recommended that the plans not be approved. Mr. Schmidt had modified the grade and the final grade will pick up low area, so Mr. Troxel withdrew his objection to the final plans since they had been modified. A motion was made and seconded to approve the plans for the drainage districts. Mr. Schmidt had gotten the easements that were needed. Mr. Buening was to go over the easements and get signatures. Mr. Schmidt also had agreement between city and the Schmidt Engineering firm. Mr. Buening was to review the agreement and would have ordinance and resolution for council to approve at next meeting. Mr. Schmidt left the meeting.

Mr. Troxel had done most of the drafting on the zoning map for the city, so he had brought it for Council to go over. His report to Council stated that the map was complete, except for titles and boundaries. He would have to meet with the Planning Commission to agree on boundaries. He recommended that blow-ups of the original be prepared for utility mapping. This could be accomplished under the original agreement for mapping services with no additional cost. The Council told him to go ahead with it. Mr. Troxel had the sewer plans for the new addition to Peoples Savings & Loan. His report read that such a system would serve the area in Lot A of SL Subdivision No. 1 that is not presently served by the existing sewer system. The extension would comply with applicable standards. Engineering, construction and easement costs would be funded by Peoples Savings & Loan. The extension would be owned and maintained by the City of Silver Lake after acceptance of the completed extension. Mr. Troxel left the meeting at this time.

The commercial rate for sewer service charge was discussed. Councilmember Dain had done some checking on the matter and after a short discussion he made a motion to reduce the \$1.50 charge for each thousand gallons in excess of 6,000 gallons to 75¢ effective September 1, 1978. The motion was seconded and was then placed on final passage by roll call of the following vote: AYE: Don Dain, Viola Wilson, Don Bell, Wayne Kellner, Jim Atwood. NAY: None. Ordinance was declared passed and given No. 1043, amending Ordinance 988.

Mayor Lee had received some complaints about some dirt from the school construction being dumped north of Sage Rd. in the Dultmeier Subdivision. Councilmember Atwood said there had been some dumped, but they had come in and smoothed it all off. He felt that there was no problem at this time.

The Delinquent Water Customer List was passed to the Council at this time.

The 68th Annual Convention of the League of Kansas Municipalities will be held September 17, 18 and 19 in Overland Park. By motion duly made and carried, Councilmembers Wilson and Atwood were designated as voting delegates and Bell and Kellner as alternates to represent the City of Silver Lake at this convention.

Jerry Coffey on Sage Rd. had contacted the city clerk regarding his fence to be put back up, since he now has his sewer line in. The poles have been set for some time, but he did not want the fence put back up till he had his line in. The council all

REGULAR SESSION MONDAY EVENING AUGUST 7, 1978

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening August 7, 1978, at 7:00 PM with Mayor Leonard Lee presiding and the following Councilmembers present: Don Bell, Wayne Kellner, Jim Atwood. (3)
Absent: Don Dain, Viola Wilson.

Minutes of the last meeting held July 19, 1978 and special sessions on July 24 and July 31, 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: Don Bell, Wayne Kellner, Jim Atwood. NAY. None. Ordinance was declared passed and given No. 1042.

Four representatives from Memorial Hospital were present to discuss the Nurse Practitioners program with Council. This new concept does not take any practicing away from the doctor. It is an outreach program run by the hospital. The health screening is done by a nurse practitioner. To qualify for such a program in your city, the city must be classified as a rural area, which the hospital had just learned on Friday that Silver Lake, being so close to Topeka, is not considered to be a rural area.

Councilmember Wilson entered the meeting at this time.

They suggested the City, if they were interested in the program, to institute an appeal to Kansas State Department of Health and Environment for an exception. They stated that the city's input to the program is very important as it is a community program not an institutional program. They suggested starting the program with as little cost to the city and hospital to see how it would work out. Would need a clean building, but nothing to large. The council ask what steps should be taken, if they decided they were interested in the program. The exception requirement would be the first thing and then they would meet with the council again and review on sites in the area. Would start the program at two or three days a week. Mr. Buening was to check on liability for city and it was decided to table the matter till the next meeting. The representatives left the meeting at this time.

Councilmember Dain entered the meeting.

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 1979. Thereupon, with no objections or questions, the proposed budget for 1979 was adopted by placing it on final passage by roll call of the following vote: AYE: Donald Dain, Viola Wilson, Don Bell, Wayne Kellner, Jim Atwood. NAY. None.

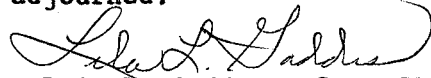
Ron Lilley was present to ask Council if the city would consider selling water to line going out of city. He is planning to build approximately seven homes west of town by Fisher's. Councilmember Dain reported that he had visited with Ron about the matter. Ron would put in the water line and install meters. Once installed then the line would be turned over to city and the city would read meters each month. Size of line was discussed. Ron was going to go with a 3" line, but with putting a fire hydrant there is a 4" minimum. The Council felt that the line should be 6" for future development in the area. It was decided to have Ron get the cost figures on 4 and 6" pipe, report back to Council and then possibly there could be an agreement made up between the City and Ron. It was felt by all the Council that something agreeable to both parties could be worked out. Ron left the meeting at this time.

SPECIAL SESSION MONDAY EVENING JULY 31, 1978

The Governing Body of the City of Silver Lake met in special session at City Hall on Monday July 31, 1978, at 7:30 pm with Mayor Leonard Lee presiding and the following Councilmembers present: Donald Dain, Don Bell, Wayne Kellner, Jim Atwood (4) Absent: Viola Wilson.

The purpose of the meeting was to decide whether the city was going to build a new fire station. Charles Doebele and Mike Burton were present representing the city fire department and Eldon Shove represented the township fire department. Councilmember Atwood reported that he had met with Tom Wade and Bill McDaniel and they had given him a basis of what the fire department would need regarding a building. Eldon Shove reported that the township had two new fire trucks on order and would be delivered in October. Mr. Wade felt that if the city would put up a building then the township fire trucks could be kept at the new building. Mr. Atwood had ask Mr. Don Brock associated with Kansas Steel Built to come to meeting. He reviewed with the Council and the firemen the new fire station at Holton and the one going up at Tecumseh. His company had done both plans. The land that the city owns east of the city hall is 177½ long and depth at east side is 72' and depth at west side is 91' from curb to railroad easement. After a lengthy discussion on different items, it was decided to go ahead with the project and have some bidding figures for next meeting being August 7, 1978. Mr. Brock was to run some copies off and get them to Mr. Atwood, so he could take them and get some bids from other companies.

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

Silver Lake, Kansas 66539

June 26, 1978

City of Silver Lake
Silver Lake, Kansas 66539

Gentlemen:

The undersigned hereby submits the following proposal for the development of Wiant Subdivision and Wiant Subdivision No. 2, in the City of Silver Lake, Shawnee County, Kansas.

1. The undersigned agrees to install the storm drainage tube as called for in engineering plan by John Schmidt, including all catch basins and other appurtenances thereto, at such time as any development of Lots in Block C of Wiant Subdivision No. 2, or Lots 7 through 14, inclusive, in Block A, and Lots 1 through 4, inclusive, in Block B, in Wiant Subdivision, is undertaken. The undersigned also agrees to maintain the present earthen dam south of the drainage tube under U.S. Highway 24, until such time as the underground storm drainage system to be installed by the developer as described on the preliminary street plan dated May, 1978, filed with the City of Silver Lake, Kansas, for the undersigned's land lying south of U.S. Highway 24, has been completed.
2. The undersigned proposes to develop both of said subdivisions as follows:

PHASE I: Improving Lots 1,2,3,4,5, and 6, in Block A, and
Lots 1, 2, 3, 4, and 5, in Block B, in Wiant's Sub-
division No. 2.

Construct:

1. Fill or dam at U.S. Highway 24, to prevent storm water from crossing into the North Storm Sewer District. At all times the developer will cause all land owned by him south of Highway 24 to be leveled and graded in such a way to cause surface water drainage over all such land to flow to the catch basin to be installed on

the east side of Chilson Road as provided for in paragraph 6 hereof and at no time will developer permit surface water to drain to the North under or over Highway 24.

2. Water Lines, hydrants and valves from the East Boundary of Hamilton's Subdivision at U.S. Highway 24, to the South line of Lot 6, Block A, Wiant's Subdivision No. 2.
3. Center Street, from U.S. Highway 24, South to the South line of Lot 6, Block A, Wiant's Subdivision No. 2.
3. Center Street, from U.S. Highway 24, South to the South line of Lot 6, Block A, and Lot 1, Block B, Wiant's Subdivision No. 2.
4. Sanitary sewers (The sewers serving both subdivisions will be constructed in their entirety, according to the Phase Development Proposal herein contained).

PHASE II. Improving Lots 1, 2, 3, 4, 5 and 6 Block A, Wiant's Subdivision.

Construct:

1. Water lines, hydrants and valves from the South line of Lot 6, Block A, Wiant's Subdivision No. 2, Southwesterly along Wiant Street to N.W. 23rd Street; thence West along N.W. 23rd Street to Chilson Road; thence North along Chilson Road to the South boundary line of the City Park.

PHASE III: Improving Lots 7, 8, 9, 10, 11, 12, 13, and 14, Block A, and Lots 1, 2, 3, and 4, Block B, in Wiant's Subdivision. Lots 1, 2, 3, 4, and 5, Block C, and Lot 7, Block A, in Wiant's Subdivision No. 2.


Construct:

1. Storm sewer inlets and pipe from the proposed inlet box at Chilson Road Easterly to the West line of Lot 5, Block C, Wiant's Subdivision No. 2.
2. Streets - N.W. 25th Street from Chilson Road East to the East line of Lot 1, Block B, Wiant's Subdivision. Also, Wiant Street

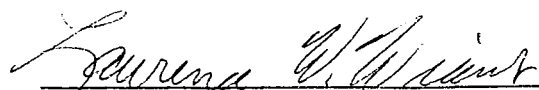
from N.W. 25th Street, North and Northeasterly to the East line
of Lot 5, Block C, Wiant's Subdivision No. 2.

3. The undersigned understands that he must comply with the subdivision regulations concerning improvements prior to obtaining bulding permits. It is further the understanding of the undersigned that building permits will be issued for the Lots called for as per Phases I, II, and III of the Development Proposal hereinbefore set forth. That said permits will be issued at the time the construction of the various areas is undertaken. It being the intention of the undersigned to put in sewers, water lines, streets, and actually construct residences, all as a part of a package development proposal. The undersigned further agrees that upon request, he will submit to the City copies of contracts between the undersigned and various construction companies, providing for the installation of the various improvements necessary to develop each phase of the subdivisions. The undersigned further understands that while construction of the utility improvements and residences will be simultaneous, that no occupancy permits will be issued for any residences until the utilities have been completely installed, including streets, as per the phase development hereinbefore specified.
4. The undersigned understands that the council or the appropriate authorities for the City of Silver Lake will issue building permits upon application in conformity with the phase development as specified herein.
5. The undersigned also understands that it is the decision of the governing body of the City of Silver Lake to approve a partial development of these subdivisions according to the phase proposal herein set out, and that any bonds for construction of utility improvements have been waived and that the requirement for construction of sidewalks has been waived, and that the paving of Chilson Road has been waived.
6. It is further the understanding of the undersigned that the catch basin to be developed on the east side of Chilson Road at the Northwest corner of Wiant Subdivision is a part of the construction plan for the storm drainage district, and will be installed by the drainage district.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands the day and year first above written.



Della Marie Hine



Lawrence W. Wiant

City of Silver Lake
Page # 4
June 26, 1978

The above proposal is hereby accepted and approved, this 26 day of June, 1978.

THE CITY OF SILVER LAKE

By Edward M. Lee
Mayor

STATE OF KANSAS)
) SS:
COUNTY OF SHAWNEE)

BE IT REMEMBERED, that on this 30th day of June, 1978, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Lawrence W. Wiant who is personally known to me to be the same person who executed the within instrument of writing, and such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year last above written.

LILA L. GADDIS
STATE WIDE NOTARY PUBLIC
SHAWNEE COUNTY, KANSAS
NOTARY PUBLIC

My Appointment Expires:

10-7-81

STATE OF KANSAS)
) SS:
COUNTY OF SHAWNEE)

BE IT REMEMBERED, that on this 30th day of June, 1978, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Della Marie Hine who is personally known to me to be the same person who executed the within instrument of writing, and such person duly acknowledged the execution of the same.

City of Silver Lake

Page # 5

June 26, 1978

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year last above written.

LILA L. GADDIS
STATE WIDE NOTARY PUBLIC
SHAWNEE COUNTY, KANSAS

NOTARY PUBLIC

My Appointment Expires:

10-7-81