

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening January 5, 1981, with Mayor Leonard Lee present and the following councilmembers present: Don Bell, Don Dain, Randy Freed, Wayne Kellner, Fredric Kroh, (5) Absent: None.

Minutes of the last meeting held December 22, 1980 were 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 the final passage by roll call of the following vote: AYE: Don Bell, Don Dain, Randy Freed, Wayne Kellner, Fredric Kroh. NAY: None. Ordinance was declared passed and given No. 1131.

Jerry Shaul from Burgwin, Pasley and Associates was present and announced that he would be taking the place of City Engineer Dave Troxel in order to avoid the commuting situation from Kansas City. At the same time Jerry explained in detail a letter received by the City stating their firm could now handle all aspects of lab work relating to waste water testing at the lagoons. After brief discussion council felt they would prefer to have their own City Engineer taking these samples and following through the necessary procedures rather than an outside Lab running tests on samples taken to them by Mr. Noble. Motion was made by Councilman Dain, seconded by Councilman Freed and approved by all that Environmental Lab be notified the last week of January that we do not wish to renew our contract with them which will terminate in April. Engineer Dave Troxel entered the meeting and confirmed the above matters with council.

A proposed bid with a maximum figure of \$2345.00 for financial examination of accounts for the year 1980 was received from Stewart, Braunsdorf, Carlson and Clinkinbeard C.P.A.'s and presented by Councilman Kellner. It was then moved by Councilman Kellner and seconded by Councilman Dain that the City accept this bid. Council approved.

Donald Drickey, Area Engineer from the Kansas Department of Transportation presented information they had obtained from a profile study relating to the water ponding problem in front of Tex's Drive-In. Proposed solutions included keeping the ditch to the south free for water flow, a storm sewer installation, or perhaps raising the sidewalk in front of the ponded area to keep water from entering the buildings. After discussing the matter council and Mr. Drickey were in agreement that the most logical solution at this time would be trying to obtain a commitment from the Department of Transportation to drain the water under Highway 24 in the ditch to the North East. City Clerk was ask to send a letter of request to Mr. Drickey asking that this be taken into consideration. Mr. Drickey pointed out that it would possibly take up to one year before this project would reach contract stage. Meanwhile Mr. Drickey will be checking with the Drainage Board regarding the feasibility of such a project. Parking in front the The Wall was discussed as another hazard on this same corner and it was pointed out by the Area Engineer that the City would be responsible for No Parking signs within the City Limits. Mayor Lee had received a request to place reflectorized posts at the intersection of Walnut and Highway 24 again being a problem occuring with the latest overlay of asphalt placed on the Highway this summer. The State Transportation Department will place these signs at this location.

Overtime pay for Police Officer Wright, tabled from the previous meeting was again discussed at great length. It was recommended by Attorney Buening that the exact amount of money at issue be determined, the exact liability for that amount, the terms agreed upon by employee-employer

MONDAY EVENING JANUARY 5, 1981 (CONTINUED)

as to salary and overtime, the mechanics of payroll and previous paid overtime and after this has all been taken into careful consideration, determine the amount at controversy before final decision be made. After a search of the State Statutes it was determined that overtime hours will need to be refigured on a basis of 258 hours per 28 calander days instead of the presented 258 hours per calander month. With this, Councilman Dain moved that overtime pay again be tabled until the January 19, 1981 meeting. Motion seconded by Councilman Bell and approved. Officer Wright, Police Commissioner Bell and City Clerk will meet on January 17th, to obtain the above information and distribute it to other councilmen before the meeting January 19, 1981.

At this time a letter was given to Mayor Lee requesting withdrawal of resignation from Officer Wright, along with signed petitions circulated throughout the City. Councilman Kellner expressed a desire to straighten out the overtime issue before consideration of reappointment. Councilman Freed expressed a desire to have a Police Officer in town and would like to see the issue resolved at once. A few citizens of Silver Lake were in attendance of the meeting and at this time expressed their opinions and support of Officer Wright and their desire to have him return to active employment. At this time it was pointed out that the council would like to know the desires of the citizens with regards to what is expected of a police department in Silver Lake. It was suggested that all the citizens who signed the petition be asked to attend the next council meeting and express their desires to the council. At this time Councilman Kroh moved discussion be tabled until next meeting. More discussion was held relating to the issue at hand. Motion was made by Councilman Kroh that a two minute recess be granted. Motion seconded by Councilman Bell and carried. Meeting recessed at 9:53 P.M. and resumed again at 9:55. Councilman Kellner seconded the previous motion made that discussion be tabled until January 19, 1981. Motion carried with a YEA: 4, NAY: 1 vote.

At this time Councilman Dain left the meeting.

Again discussion of having Officer Wright return to active duty instead of remaining on paid vacation was brought before the council. Officer Wright and Councilman Freed jointly asked for councils consideration of letting Officer Wright work the next two weeks until a final decision can be reached on the request for withdrawal of resignation from Officer Wright. After more support was added to this request by those citizens attending the meeting, Councilman Freed moved that Officer Wright be returned to active duty from paid vacation for two weeks. Councilman Bell seconded the motion. Motion carried with Councilman Kroh abstaining.

Councilman Kroh left the meeting.

Discussion was held again concerning allowing groups to use city hall for various reasons particularly where financial gain could be determined. The problems of liability, controls, upkeep and fees were brought out. Mayor Lee recommended a couple councilmembers get together and investigate what has been done with other public buildings in this area and the results of such decisions. Attorney Buening will contact Kansas League of Municipalities and obtain whatever information might be available concerning this matter.

Fees currently in force for applications filed for a resolution to amend the zoning requirements for preliminary and final plat consideration was discussed. City Clerk will contact City Engineer Jerry Shaul to determine approximately what expenses would be involved, and from there approve a fair updated filing fee.

MONDAY EVENING JANUARY 5, 1981 (CONTINUED)

Due to a misunderstanding of fees required for applications filed with the Zoning Board of Appeals, Attorney Buening will draw up an ordinance changing those fees from \$50.00 to \$125.00 as was done with the ordinance relating to zoning changes, which council intentionally approved December 22, 1980. The necessary change was approved and given No. 1132.

The Savings Certificate at Peoples Savings and Loan will be due January 12, 1981. Motion was made by Councilman Freed and seconded by Councilman Bell that City Clerk contact both Peoples Savings and Loan and Silver Lake Bank and place the money with the association paying the highest rate at that time, not moving the money for $\frac{1}{2}$ percent or less increase. Councilman Kellner abstained from the vote which was approved.

A hand drafted petition of action relating to the drainage problems of the Wiant Sub-division area was offered for Councils consideration. Attorney Buening will send a copy of this petition to each councilmember for closer study.

Attorney Buening will bring to the January 19, 1981 meeting, needed forms and information in order to consider placing the tax lid issue on the April election ballot. City Clerk received approval from Councilmembers to have notices distributed throughout the City stating that 12:00 noon, February 3, 1981 is the deadline for filing for a position on City Council, or as Mayor.

It was brought to Councils attention that Mike Irwin had not been replaced as president of the Council. Councilman Kellner moved that Councilman Dain be appointed to fill the term, motion seconded by Councilman Freed and carried.

There being no further business to come before the Council at the present time, by motion duly made and carried the meeting adjourned at 11:45 P.M.

Warrene M. Stadler

Warrene M. Stadler - City Clerk

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening January 19, 1981, with Mayor Leonard Lee present and the following councilmembers present, Don Bell, Don Dain, Randy Freed, Wayne Kellner, Fredric Kroh, (5) Absent: None.

Minutes of the last meeting held January 5, 1981 were 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 the final passage by roll call of the following vote: AYE: Don Bell, Don Dain, Randy Freed, Wayne Kellner, Fredric Kroh. NAY: None. Ordinance was declared passed and given No. 1133.

Claim of Officer K. P. Wright for overtime wages in the sum of \$7292.70 continued from meetings of December 22, 1980, and January 5, 1981, was brought to the councils attention. Police Commissioner Don Bell reported that after refiguring the submitted hours at the overtime schedule provided by the State Statutes, the claim of overtime wages had been reduced to \$1631.10. Attorney Buening briefed council and the standing room only crowd of interested citizens with information concerning the fact that overtime is paid according to the State Statute for any hours required to be worked over 258 hours in a 28 consecutive day period at one and one-half times the normal rate of pay. Also, claim had been made and paid for overtime wages in January, February, March and April, and on July 21, 1980, overtime was discussed and Officer Wright was instructed to come before the council to discuss the issue and seek their approval before overtime be accumulated. Also, no claim for overtime had been received since May, until claim was submitted on December 22, 1980. Legal opinion was called for and Attorney John Stumbo advised that since claim had been made and paid from January through April, that time has already been dealt with, and Council wished to have control of overtime as of July 21, 1980, and their approval had not been sought for overtime submitted from that date forward, therefore he would recommend claim be denied. Councilman Kellner moved that claim for overtime be denied for the above reasons. Councilman Dain seconded the motion. Brief discussion was held as to the meaning of the July 21, 1980 minutes and confirmed by Councilman Freed that July 21, 1980, was the intended starting date for Officer Wright to seek approval before putting in overtime. Motion carried with a vote of YEA: (4), NAY: (1). * Correction to minutes made 2-2-81.

Attorney Stumbo again briefed all present of happenings prior to the January 19, 1981 meeting leading up to the application submitted by Officer Wright for re-employment by the City of Silver Lake. Officer Wright submitted a letter of resignation December 19, 1980, to Councilman Bell and it was brought to Councils attention December 22, 1980. Officer Wright requested it not be read in full after which an executive session was held. When session reconvened, it was moved, seconded, and passed to accept resignation. Mayor Lee ask for legal opinion and Attorney Stumbo recommended that re-application not be accepted due to the concern of the cost of the police department and Municipal Court system, and points of conflict in past years be considered. He recommended a detailed job description be defined before hiring an employee into the department and strongly advised council to follow the Equal Opportunity Guide Lines by conducting an "Open Search" at which time all applications can be considered, including that of Officer Wright. At this point Councilman Bell expressed his opinion on the need of the City to have a Police Department and brief discussion followed by Councilmembers. Councilman Freed ask to have the discussion opened up to the public before final decision be made. The discussion was opened to the public for guidelines they wished to see considered for operation of a police department and Municipal Court system. Lengthy discussion was held as to the financing of the department, expenses, generation of revenue, authority given and taken, overtime hours, need for the department within the city, desire of having information if officer not available and the reasons behind the resignation and councils action. Attorney Buening explained the reasons behind the executive session and stated that councilmembers can not be expected to divulge any

of the discussion held in executive session while discussing a personnel matter. However, if Officer Wright wished to tell the Council the reasons behind his resignation and his subsequent application for reemployment he could. One citizen expressed a desire to see the council take advantage of the opportunity it now has for reorganization. Pros and cons of using another department were discussed. Councilman Freed moved that a three month probation period be set up and that Officer Wright's application for reemployment be approved. Councilman Bell ask that we not leave the agenda item now being discussed as to the public desires for the operation of this department. Brief discussion ensued pertaining to hours, budget and how it was arrived at, and requirements placed on an officer. Moving back to the decision of reemployment, Councilman Kroh seconded Councilman Freed's previous motion and recommended a committee of five people work on reorganization of a police department and report back to the next council meeting. Attorney Stumbo advised that police officers' positions are an appointed position by statute. Mayor Lee stated he would not reappoint Officer Wright. At this point Councilman Kroh withdrew his second of Councilman Freed's motion. Motion died due to lack of a second. Councilman Kellner moved that we do not accept the letter of request for reemployment. Motion seconded by Councilman Bell. Motion was placed on final passage by roll call of the following vote: AYE: Don Bell, Wayne Kellner (2) NAY: Randy Freed (1) ABSTAINED: Don Dain because of conflict of interest and Fredric Kroh for personal reasons not wishing to be involved with personnel problems of the City Police Department.

Councilman Kellner moved a 10 minute recess be granted, motion seconded by Councilman Freed and carried.

Attorney Buening had at Council's request prepared a resolution asking for a special election to be held at the time of the General Election to consider the proposition of suspending the aggregate tax levy limitations imposed by K.S.A. 79-5001 for a period of ten years. After brief discussion Council was not certain if this was the method they wished to see enacted and again reviewed the operations of enacting a charter ordinance over placing a question on the election ballot. Councilman Kroh moved the charter ordinance for partial exemption be adopted. After brief discussion the attorneys agreed to do further research on assessed evaluation, history of evaluation, and bring back other opinions from cities who have faced a like situation in the past. At this time Councilman Kroh withdrew his previous motion to adopt the charter ordinance. Councilman Bell moved the issue be tabled until next council meeting. Motion seconded by Councilman Kroh. Motion carried.

Mayor Lee reported that the City had been contacted by State Transportation Department Engineer Don Drickey and informed that he felt some encouragement as to the availability of funds for a storm-sewer type drainage system. A letter of request for such funds had been sent to Mr. Drickey.

The Delinquent Water Customer List was passed to the council.

Use of City Hall by the public was again discussed. Attorney Buening brought a copy of the contract used by Sunflower State Expo and recommended it be used as a guide line for setting requirements for use of City Hall. Councilman Dain and Councilman Kellner will work on setting up guidelines.

A request had been made by Mid America Appaloosa Horse Club to use City Hall for their annual organizational meeting. Councilman Dain will contact them after some guidelines have been established.

A petition for action was submitted to Council for their approval regarding drainage problems in the Wiant Sub-division. Councilman Dain moved and Councilman Bell seconded the motion that the attorneys be instructed to proceed. Motion approved.

A letter of request from the City Library was presented for Council's approval on

allowing a flag pole to be installed on Railroad Street in front of the new library facilities, and also for a ramp to be built into the building for use by the handicapped. Councilman Kellner moved that such plans be allowed and that the library submit a plan for council approval before work proceeds. Motion seconded by Councilman Dain and carried.

The financial report was reviewed and accepted by council.

Discussion was held as to the formulation of a public board to work on the reorganization of the City Police Department. At Attorney Stumbos suggestion it was decided to set up an advisory board created by the public with many other viewpoints. It was decided that Councilman Freed will set on the board as a council representative, Councilman Kroh as a representative from another small town department, and the Kansas Highway Patrol has been ask to serve on the board, and Bob Iman with the Shawnee County Sheriffs Department will be ask to help with this project. Eldon Roberson agreeded to serve as a citizen from the City of Silver Lake. More names may be added to the list and these people will present their ideas at the next council meeting.

Councilman Bell announced his resignation as Police Commissioner and Councilman, effective February 1, 1981.

There being no further business to come before the Council at the present time, by motion duly made and carried the meeting adjourned at 11:15 P.M.

Warrene M. Stadler

Warrene M. Stadler - City Clerk

REGULAR SESSION MONDAY EVENING FEBRUARY 2, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening February 2, 1981, with Mayor Leonard Lee present and the following councilmembers present, Randy Freed, Wayne Kellner, Fredric Kroh, (3) Absent: Don Dain.

Minutes of the last meeting held January 19, 1981, were corrected by striking the statement stating Councilman Freed confirmed that July 21, 1980, was the intended starting date for Officer Wright to seek approval before putting in overtime.

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 the final passage by roll call of the following vote: AYE: Randy Freed, Wayne Kellner, Fredric Kroh. NAY: None. Ordinance was declared passed and given No. 1134.

Mayor Lee ask for councils approval on the appointment of Lila Gaddis to serve as councilmember to fill the vacancy created by the resignation of Councilman Don Bell. Motion was made by Councilman Kroh and seconded by Councilman Kellner to accept the appointment. Motion carried. The oath of office was administered at this time.

Again consideration was given to the effect of suspending the aggregate tax levy limitations either by special election or charter ordinance. Attorney Stumbo had prepared statistics for councils information as to how other cities handled like situations, and pointed out that the majority remove themselves from this tax lid by charter ordinance whether it be for partial or complete exemption. It was pointed out that in order to be able to make any improvements in the City, at least a partial exemption would seem necessary. Each councilmember was ask to prepare a tentative budget for 1982, including proposed expenditures and improvements. Discussion was tabled until February 16, 1981.

It was brought to councils attention that the cities insurance policies are due in April and any person wishing to submit a bid will need to do so next month. Attorney Stumbo had looked through the cities policies and felt there were areas the city needed to consider improved coverage. After discussion motion was made by Councilman Kroh and seconded by Councilman Freed that Attorney Stumbo meet with Councilman Dain to draw up needed guidelines of coverage for councils consideration. Motion carried with a vote of YEA: (3) NAY: (1).

After brief discussion Councilman Freed moved that City Clerk contact Metropolitan Clean Machine and have the streets of Silver Lake cleaned if the fee would not exceed \$45.00. Motion seconded by Councilman Kellner and carried.

Mayor Lee gave a brief review of the meeting held by those persons working on guidelines for a police department. This group did approve councils asking for resumes at this time. Motion was made by Councilperson Gaddis that an ad be placed in the Wichita Eagle-Beacon, Kansas City Star, Topeka Capital-Journal and Washburn Job Information Service. Motion seconded by Councilman Kellner and approved.

Report was made that a \$25.00 deposit had been received from the Mid America Appaloosa Horse Club for use of City Hall, then refunded because of cancellation. Councilman Kellner and Councilman Dain will continue working on the establishment of guidelines for use of city hall.

Councilman Freed brought to councils attention that the Township Board would like to meet on the third Monday evening of each month if any way possible. Council approved letting the three member board meet in the City Clerks office on third Mondays.

REGULAR SESSION FEBRUARY 2, 1981 (Continued)

Councilman Kellner ask for councils preference of financial report forms to be used for the year 1981. Council approved the forms recommended by City Auditor Gerry Carlson.

Tom Noble reported he had received a request from Bill Baird for a building permit to put up a carport on the north side of his house. After brief discussion Councilman Kroh moved that the building permit be issued. Councilman Freed seconded the motion and it was approved by all.

There being no further business to come before the Council at the present time, by motion duly made and carried the meeting adjourned at 9:00 P.M.

Warrene M. Stadler

Warrene M. Stadler - City Clerk



REGULAR SESSION MONDAY EVENING FEBRUARY 16, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening February 16, 1981, with Mayor Leonard Lee present and the following councilmembers present: Randy Freed, Lila Gaddis, Fredric Kroh, (3) Absent: Don Dain, Wayne Kellner.

Minutes of the last meeting held February 2, 1981 were 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 the final passage by roll call of the following vote: AYE: Randy Freed, Lila Gaddis, Fredric Kroh. NAY: None. Ordinance was declared passed and given No. 1135.

Recommendations were made by City Engineer Jerry Shaul as to what needs to be considered when determining the filing fee charged for preliminary and final plat applications. Guidelines used by other cities to determine the fee to be charged were discussed briefly and then discussion tabled until Attorney Stumbo arrived to determine if there would be other expenses involved in subdivision platting.

Citizen Eldon Roberson passed a copy of the guidelines established for the Police Department to the council for consideration. Councilman Don Dain entered the meeting. Mr. Roberson ask to give this preliminary draft back to the committee members unable to attend the last advisory board meeting for any final comments they might wish to add, then present the final draft for councils approval March 2, 1981.

Citizen Jon Rueck reported the results of a survey conducted last summer showing that of 256 respondents, 168 responded favorably to a swimming pool in Silver Lake. There were 51 negative responses received and 37 gave no comment on the issue. Of the 168 favorable to the issue, 86 gave the swimming pool as first priority in community development. Several persons had made inquiries of other small towns as to the expense of such an operation and original cost of the facility. Mr. Rueck ask for councils approval for the Planning Commission to continue working on this project and be allowed to contact the City Engineer and City Attorney for advisement. City Engineer Jerry Shaul was present and gave costing figures to be taken into consideration. After discussing the issue at great length, Councilman Freed made the motion that the Planning Commission be allowed to proceed with their study on this project including consultation with the City Engineer and City Attorney, not to exceed three hours. Motion seconded by Councilman Kroh and approved.

Discussion returned to plat application fees. Attorney Stumbo advised council that the attorneys do like to review plat applications but fees for such would be nominal, therefore if a fee was charged to cover the engineers services the bulk of the expense would be covered. Motion was made by Councilman Kroh and seconded by Councilman Dain that an ordinance be approved amending Article IX, Section 1, Subsection (a) and Article X, Section 2 of the Subdivision Regulations adopted by the City of Silver Lake to make a one time filing fee and up that fee for preliminary and final plat applications to \$150.00 plus \$1.00 per lot up to 500 lots. Motion was placed on final passage by roll call of the following vote: AYE: Don Dain, Randy Freed, Lila Gaddis, Fredric Kroh. NAY: None. Ordinance was declared passed and given No. 1136.

Street cleaning was again discussed and the rate charged for this service would be \$45.00 per hour which includes travel time. It was decided to check with the Boy Scouts about having a clean-up day in the City of Silver Lake, then have the street cleaners out after the winter snow and sand situation is over.

A check received by the City of Silver Lake which was returned for insufficient funds in the amount of \$100.00 was discussed. Council ask City Clerk to issue a letter of demand giving the involved party seven days to make restitution, then forward the check on to the District Attorney for prosecution. The letter of demand will also include

REGULAR SESSION FEBRUARY 16, 1981 (Continued)

demand for back water bills, and if not paid will be given to the Citys Municipal Judge for a warrant to be issued for non payment of bills.

The fact that the Citys insurance policies will be due in April was brought to council's attention. Inquiry was made as to the coverage the city now has and council was assured by the agent the city is covered for liability in needed areas by the policies currently in force. The agent recommended updating the valuations of insured items. Councilman Kroh moved that a request for bids on the cities insurance coverage be made. Motion seconded by Councilman Freed. City Clerk was instructed to copy current policies and give them to agents interested in bidding the coverage.

Attorney Carl Nusman was present and discussed with council and citizens present the lab reports he has concerning the cities water supply. Numerous sites were discussed for location of a new well both in and out of the city limits as well as expenses involved with a decision made either way. Councilman Kroh left the meeting. Councilman Dain will be visiting with land owners of sites recommended and with Dick Brothers Fertilizer Plant regarding the problems involved, and will report to council March 2, 1981, in order that a decision might be made on drilling test wells.

Review was made of the tentative budgets prepared for consideration of suspending the aggregate tax levy limitation. Lengthy discussion followed as to methods of getting out from under the tax lid, time involved, keeping up with inflation, holding, cutting or increasing city services. Councilman Dain left the meeting. Discussion of the above matter was tabled until a later date due to there not being a quorum to take the issue to vote.

The fact that there has been no publication made of those persons filing for city office was brought to council's attention. Attorney Stumbo agreeded to check with the Topeka-Capital Journal concerning this matter.

The Delinquent Water Customer List was passed to the council.

The financial report was reviewed and accepted by council.

Discussion was held concerning items that have not yet been returned to the police department. Attorney Stumbo will send a letter addressing the issue.

Mayor Lee reported that there is a party currently interested in opening a private club in the former carpet store of Cecil Hamiltons. Discussion was held as to the needed licenses, residency requirements and the need for rezoning the property before such could take place. City Clerk will be in contact with the interested party and inform them of such requirements.

There being no further business to come before the council at the present time, by motion duly made and carried the meeting adjourned at 11:40 P.M.

Warrene M. Stadler

Warrene M. Stadler - City Clerk

REGULAR SESSION MONDAY EVENING MARCH 2, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening March 2, 1981, with Mayor Leonard Lee present and the following councilmembers present: Randy Freed, Lila Gaddis, Fredric Kroh, (3) Absent: Don Dain, Wayne Kellner.

Minutes of the last meeting held February 16, 1981 were 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 the final passage by roll call of the following vote: AYE: Randy Freed, Lila Gaddis, Fredric Kroh. NAY: None. Ordinance was declared passed and given No. 1137.

Judy Berry, Special Events Supervisor from Shawnee County Parks and Recreation presented several proposals for planned activities for the Silver Lake community for the summer. Sessions are scheduled for Mobile Play Days at the Park, Day Camp at Lake Shawnee with transportation provided, tennis lessons at City Park, and swimming lessons at Shawnee North Recreation Center with transportation. It was also pointed out that an eight week session of ladies Exer-Dance will begin March 17, 1981, at City Hall. The Parks and Recreation department ask for councils consideration for paying the \$360.00 bus fare to transport the children taking swimming lessons. Registration for summer events will be held at City Hall on May 2, 1981, from 9:00 A.M. to 12:00 Noon.

The possibility of zoning ordinances being violated by the buying and selling of used cars in a residential zone was brought to councils attention. After discussion of the matter, city clerk was instructed to send a letter to the persons involved, asking to have the cars removed as council is of the opinion that selling a number of cars constitutes operation of a car lot which violates zoning regulations.

At the same time discussion was held as to the possibility of a salvage yard being in operation, also a violation of zoning ordinances and a letter will be sent to those persons informing them of the zoning regulations.

Eldon Roberson presented proposed guidelines set up by the citizens advisory board for the police department. After lengthy review it was recommended that Attorney Stumbo take these guidelines, edit the language, prepare a job description and set up a directive for the officer. Mayor Lee informed council he had numerous resumes for the police officer position and with councils approval a screening procedure will begin immediately. Council elected to schedule a Special Session Monday evening March 9, 1981, at 7:00 P.M. in order to interview those applicants meeting the proposed requirements.

Attorney Stumbo shared a letter he had received from K. P. Wright making claim in the amount of \$586.00 for damages to personal equipment he used during city employment. After discussion Attorney Stumbo was ask for legal opinion and stated he felt the city had no choice but to deny the claim. It was reported that some of the cities equipment was left at the house occupied by the Wrights and City Clerk will get a list of this equipment and notify the attorneys.

Fire Chief Tom Wade was at the meeting and requested the City send a letter asking to have property cleaned up that could be a fire hazard. Needed fire equipment was discussed briefly and Mayor Lee ask Mr. Wade to get prices on the equipment needed to bring the fire department up to agreeable standards and submit this information for councils approval. It was reported that there is considerable interest in having some day time fire meetings and classes due to the number of firemen employed at night. Council agreeded to let the fire department use the C.B. radio that had been in the police van since it is not currently in use. Lengthy discussion followed

REGULAR SESSION MARCH 2, 1981 (Continued)

concerning the problems of the rural and city fire departments having the same fire phone number. It was recommended that the two fire departments meet and then bring proposed solutions to the problem to the next council meeting. The Rural Fire Department ask for councils approval to build a small enclosed area in the fire house for storage of tools, desk working area etc. Councilman Kroh made a motion that the Rural Fire Department be allowed to proceed with such an enclosure. Motion seconded by Councilman Freed and approved.

Suspension of the aggregate tax levy limitation was brought to councils attention. Councilmember Gaddis moved that the proposed charter ordinance to remove the city from the tax lid be accepted. Motion seconded by Councilman Freed and was placed on final passage by roll call of the following vote: AYE: Randy Freed, Lila Gaddis, Fredric Kroh. (3) NAY: None. Charter Ordinance was declared passed and given No. 1.

Mayor Lee informed council that an application had been received in City Clerks office to rezone property located at Highway 24 and Chilson Road for the purpose of operating a private club. The City Planning Commission will be holding a Public Hearing on March 19, 1981 concerning this application.

Council expressed a desire to have another dog licensing day in Silver Lake as has been done in the past. City Clerk will contact Dr. Kratina and made arrangements for such.

Councilman Kroh ask to purchase the old G.E. Police radio from the city for \$25.00. After short discussion motion was made by Councilman Freed and seconded by Councilmember Gaddis to approve the purchase. Motion carried with Councilman Kroh abstaining from the vote.

There being no further business to come before the council at the present time, by motion duly made and carried the meeting adjourned at 10:30 P.M.

Warrene M. Stadler

Warrene M. Stadler - City Clerk

SPECIAL SESSION MONDAY EVENING MARCH 9, 1981

The Governing Body of the City of Silver Lake met in special session at City Hall on Monday evening March 9, 1981, at 7:00 P.M. with Mayor Leonard Lee presiding and the following Councilmembers present: Wayne Kellner, Fredric Kroh, Randy Freed, Lila Gaddis (4) Absent: Don Dain.

The purpose of the meeting was to interview for the position of police officer for the city. There were three applicants interviewed. Robert Sparks of Topeka, Knasas; Richard Grassi of Topeka, Kansas; and James Kenney of Eskridge, Kansas. A short discussion was held after the interviews concluded and motion was made by Councilman Freed and seconded by Councilman Kroh to start a background study of Mr. Sparks. Motion carried. After further discussion, motion was made by Councilman Kroh, seconded by Councilman Freed and approved that at the same time a study of Mr. Grassi's background be done to save a time factor if Mr. Sparks does not meet councils approval. Mayor Lee will be contacting Shawnee County Sheriffs Department to get the necessary action started.

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

Warrene M. Stadler

Warrene M. Stadler - City Clerk

REGULAR SESSION MONDAY EVENING MARCH 16, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening March 16, 1981, with Mayor Leonard Lee present and the following councilmembers present: Don Dain, Lila Gaddis, Wayne Kellner, Fredric Kroh, (4)
Absent: Randy Freed.

Minutes of the last meeting held March 2, 1981 were 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 the final passage by roll call of the following vote: AYE: Don Dain, Lila Gaddis, Wayne Kellner, Fredric Kroh. NAY: None. Ordinance was declared passed and given No. 1138.

Citizen George Fultz came before the council and expressed concern regarding the drainage on Sage road. Utility Supervisor Tom Noble stated he had checked the area Mr. Fultz was referring to, and felt that cleaning out around the drainage tube would help to alleviate the ponding situation. After brief discussion motion was made by Councilman Kroh, seconded by Councilman Dain and approved that Gilbert Wanklyn be contacted to clean out the area in reference.

A bid for hand tools for the fire department was passed to council for consideration. Councilman Dain moved the tools be allowed, motion seconded by Councilman Kellner and passed.

Mayor Lee presented an employment application he had received from Mr. Tony Housh for the caretaker position of the Silver Lake Ball diamonds. Councilman Kroh made the motion to accept the application of Tony Housh, to be employed under Tom Nobles supervision and be paid minimum wage. Motion seconded by Councilmember Gaddis and approved.

Mr. Joe Reid from Kansas Department of Transportation was present and informed council of the funding request he had made regarding a drainage project in front of Tex's Drive In. Mr. Reid presented a letter stating the proposed project had been accepted for funding if council so desires on a 75% State - 25% City construction cost share basis. City Engineer Jerry Shaul presented a construction cost estimate of \$22325.00 of which the State would be agreeable to paying up to \$16743.75. After discussion, Councilman Dain moved that Engineer Jerry Shaul be instructed to proceed with the necessary engineering designs. Motion seconded by Councilman Kroh and approved.

The request made by Shawnee Parks and Recreation for City funding of buses to be used in the summer swim program was again discussed. It was determined that council needed further clarification as to the proposal presented, and the issue was tabled until time such information is made available.

A resolution was presented for councils consideration concerning residential housing finance. Councilman Dain moved that the City of Silver Lake participate in an agreement with Shawnee County to implement the residential housing finance program in the City as provided by law. Motion seconded by Councilmember Gaddis and was approved.

Citizen Walter Honeyman and Councilman Don Dain presented bids for city insurance coverage which becomes due April 1, 1981. Honeyman Insurance Agency presented the low bid proposal for requested coverages. Motion was made by Councilman Dain and seconded by Councilmember Gaddis that the low bid be accepted. Motion carried.

City Attorney Buening discussed possible methods of action concerning a bad check the City had received in the amount of \$100.00 from Patrick Goulding who formerly

REGULAR SESSION MARCH 16, 1981 (Continued)

operated Magoo's Corner. After consideration of the facts presented, Councilman Kroh moved that prosecution be made in criminal court. Motion seconded by Councilman Dain and was approved. Attorney Buening will begin prosecution procedures.

It had been reported to the Mayor that a large hole in the street in front of the liquor store needs attention. Councilman Kroh will check into the situation and report back to council.

The Delinquent Water Customer list was passed to the council.

Interviews for police officer conducted by the council on March 9, 1981, were reviewed for those unable to attend the Special Session. The necessity and possibilities of Law Enforcement Basic Training School were discussed. Council agreed that Robert L. Sparks should be the applicant considered for the position if further background checks confirm the decision. Mayor Lee would ask Mr. Sparks to consider re-locating in Silver Lake after the 6 month probation period is over. Councilman Kroh moved and Councilmember Gaddis seconded the motion to have Mayor Lee hire Mr. Sparks if all background studies prove positive. Motion carried.

A proposed plan was passed to council for erecting a flag pole in front of the new library location. Councilman Kellner moved and Councilman Dain seconded the motion to instruct the library to proceed with such plans. Motion approved.

Discussion was held pertaining to the vehicles left parked in the lot located east of Vern's Rock Shop. Request has been made to leave a couple cars parked there for drawing purposes only. Councilman Dain recommended council agree to leaving two completely intact vehicles parked in the lot. Mayor Lee will visit with the owner regarding this matter.

Attorney Buening advised council that the money K. P. Wright has not returned to the City of Silver Lake should possibly be treated as a case of conversion for which civil action could become necessary. Attorney Buening with Councils approval will approach the matter with a letter of demand.

Mr. Phillip Skow entered the meeting at this time and stated he would like to apply for the position of police officer in Silver Lake. Mr. Skow was informed that interviews had been held, and background studies being conducted and the job possibly has been filled, however if he would like to submit a resume, it would be put on file. Mr. Skow left the meeting.

City Clerks salary was brought to councils attention by Mayor Lee and a recommendation made for a \$100.00 a month raise. Motion was made by Councilman Kroh and seconded by Councilmember Gaddis that such recommendation be accepted. It was then placed on final passage by roll call of the following vote: AYE: Don Dain, Lila Gaddis, Wayne Kellner, Fredric Kroh. NAY: None. Ordinance was declared passed and given #1139.

Councilman Dain reported he had been in contact with the administrator of the Seeley estate and will continue to work towards obtaining permission to drill a test well at said proposed site. Councilman Dain will also be contacting the school board for like permission to drill test wells on school property at the same time.

Tom Noble ask for councils consideration for the purchase of a weed sprayer to go in the back of the truck for weed control at the lagoon site, around fence posts, etc. After brief discussion, Councilman Dain moved such purchase be allowed, meeting Mr. Nobles approval. Motion seconded by Councilman Kellner and approved.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 9:55 P.M.

Warrene M. Stadler

Warrene M. Stadler - City Clerk

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening April 6, 1981, with Mayor Leonard Lee present and the following councilmembers present: Randy Freed, Lila Gaddis, Fredric Kroh (3) Absent: Don Dain, Wayne Kellner.

Minutes of the last meeting held March 16, 1981 were 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 the final passage by roll call of the following vote: AYE: Randy Freed, Lila Gaddis, Fredric Kroh. NAY: None. Ordinance was declared passed and given No. 1140.

Steve Kandybowicz from Shawnee County Parks and Recreation was in attendance of the meeting and presented a proposal for councils consideration to pay the bus fare for students to attend the summer swimming classes offered by the Parks and Recreation Department. After discussion at great length regarding budgeting and money flow problems, Councilman Kroh moved and Councilman Freed seconded the motion for the City of Silver Lake to collect \$12.00 from each enrolling student, with the City picking up the remaining \$2.88 per child balance. The City in turn would pay all expenses. Motion approved. Further discussion continued and Mr. Kandybowicz agreed to approach the commissioners and ask to have funds transferred to the recreation department in order that they might be able to collect and meet all their department expenses. Councilman Kroh ask to rescind the previous motion. City Clerk was ask to send a letter of request to the department asking for this consideration.

* It was brought to councils attention that homes currently under construction in the flood zone district do not meet flood zone specifications. Councilmembers reviewed legal counsels recommendations of requirements for homes built in this flood zone area. Attorney Buening will be sending a letter to the building contractor asking for an explanation as to why construction does not follow approved blueprints and informing said contractor that homes are being constructed in violation of the City Ordinances.

Attorney Buening informed councilmembers that former police officer K. P. Wright has been in contact with his attorney and is making a wage claim against the City of Silver Lake for overtime wages he submitted to council on December 22, 1981. Also Mr. Wright is making claim for damages to personal property he used while working for the City of Silver Lake. Attorney Buening informed council it was their opinion that the overtime issue has been dealt with and satisfied, and also the City could feel no obligation towards personal equipment when they were unaware such equipment was being used or of any damages to it. Mr. Wright informed his attorney that he would send his water bill payment and the contingency fund balance to his attorney to be held in escrow until settlement can be made on the other two claims. It was councils desire that Attorney Buening contact Mr. Wrights attorney and ask to have the money returned to the City within five days.

Mayor Lee reported that the area around the drainage tube on Sage Road had been cleaned out as was proposed at the March 16, 1981, meeting, however due to the flat terrain, the area in question does not finish draining. Mr. Gilbert Wanklyn agreed to install a drainage tube to finish draining the surface water for \$300.00. Councilmember Gaddis made a motion to have Mr. Wanklyn go ahead with the work. Motion seconded by Councilman Freed and carried.

Councilman Kroh left the meeting at this time.

REGULAR SESSION APRIL 6, 1981 (Continued)

School Superintendent McClure contacted Mayor Lee regarding the possibilities of purchasing the Seeley property located next to the school, perhaps on a share basis with the school district. The property has been offered to the school district for \$70000.00. Due to lack of a quorum to take the issue to vote, remaining councilmembers ask Mayor Lee to contact Mr. McClure and let him know that the City is interested in working with the school on this matter.

It was reported that the mother of Patrick Goulding paid the City of Silver Lake \$105.00 to cover the insufficient funds check issued by Mr. Goulding. Council agreeded to accept this as full payment and not file charges in Municipal Court for the outstanding water bill.

Council discussed the painting of the "No Parking" signs on the fire department doors. After brief discussion it was determined that the job should be terminated immediately.

Mayor Lee introduced the new Police Officer, Bob Sparks to those who had not met him previously. Mr. Sparks is scheduled to work throughout the month of April in Silver Lake. On May 4, 1981, Mr. Sparks will begin attending classes at the Police Academy in Topeka, during which time his hours in Silver Lake will be limited. Officer Sparks reported he had checked through some of the records on file in the police department and ask for recommendations on follow-up procedures. Council agreeded to having Officer Sparks meet with Attorney Buening and Judge Welch on Wednesday evening April 8, 1981, to go through records, Municipal Court procedures, etc. Discussion was held regarding the purchase of decal shields for the police car. City Clerk will order two of the same decal as was purchased before. Mr. Tom Noble was ask to make necessary repairs to the door into the police station.

Councilman Freed reported that the Rural Fire Department had offered to allow the City to park the police van at the fire house located at Kiro Corner in order to free up room in the City building.

A request had been received from Cecil Hamilton for an extension of time before Council acts upon the rezoning application submitted by Mr. Hamilton. Council will take action April 20, 1981.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 8:50 P.M.

Warrene M. Stadler

Warrene M. Stadler - City Clerk

REGULAR SESSION MONDAY EVENING APRIL 20, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening April 20, 1981, with Mayor Leonard Lee present and the following councilmembers present: Don Dain, Randy Freed, Lila Gaddis, Wayne Kellner, Fredric Kroh (5) Absent: None.

Minutes of the last meeting held April 6, 1981 were 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 the final passage by roll call of the following vote: AYE: Don Dain, Randy Freed, Lila Gaddis, Wayne Kellner, Fredric Kroh. NAY: None. Ordinance was declared passed and given No. 1141.

City Engineer Jerry Shaul was present and brought council up to date on engineering plans for the drainage tube to be installed under the highway at the corner of Tex's Drive In. Plans are currently with the State Department to be approved. Mr. Shaul hopes to see the job ready for bid letting within a month.

Getting the school lights timed in synchronization was discussed briefly. Mayor Lee ask for councils approval to purchase a light weight uniform jacket for Officer Sparks. Council approved.

* Mayor Lee reviewed with council that it had been reported to him that the homes under construction at 109 Aquarius and 102 Sage Road do not meet the approved blueprints which were submitted for councils approval on December 22, 1980. The contractor had received a letter from City Attorney John Stumbo asking for construction to cease until council could take action. Contractor Eldon Roberson was ask to attend the meeting to give any justification he might have for the variation of the submitted plans. After lengthy discussion of points and interests, Councilman Freed made a motion that the floor drains be filled with concrete and then accept the updated plans, and that the City Attorney prepare a notice to give to the Register of Deeds Office and Title Companies, which would then be passed on to all future home owners in the flood zone area, stating the specifications of said flood zone. Motion was seconded by Councilman Dain and a roll call vote was ask for. Motion was then placed on the final passage by roll call of the following vote: AYE: Don Dain, Randy Freed, Lila Gaddis (3) NAY: Fredric Kroh. Wayne Kellner abstained from the vote having not seen inside both homes in question.

Mayor Lee reported that he had received information on an Occupational Health Program for city employees for councils consideration. Council was not interested in such a program at this time.

Citizen Doug Jackson ask to be allowed to graze sheep in the lots next to his home in order to keep the timber area cleared. Council denied the request.

A letter was received from the Shawnee County Board of Commissioners regarding establishment of a Wastewater Management Plan and Advisory Group. The City of Silver Lake is required to designate a representative to serve on the group. Councilman Freed moved that Mr. Tom Noble be appointed as the city delegate and be paid \$10.00 for each meeting attended. Motion seconded by Councilman Kroh and passed.

It was reported that there will be a meeting of the two ambulance companies at the regular City of Topeka Commission meeting on April 28, 1981, and council felt it would be to their benefit to be represented at that meeting. Mayor Lee will attend.

The financial report was reviewed and accepted by council. Council was informed that the money market certificate at the Silver Lake Bank was due on April 23, 1981. Motion was made by Councilman Kellner and seconded by Councilman Freed to renew the certificate. Motion carried.

REGULAR SESSION APRIL 20, 1981 (Continued)

The following applications for license with proper fees attached were presented to the Council for consideration: Application to operate two pool tables and to operate a juke box from Joy Blankenship. After review, by motion duly made and carried the applications from Joy Blankenship were approved. The Clerk was instructed to issue appropriate licenses effective May 1, 1981, through April 30, 1982.

City Attorney John Stumbo reported they are ready to file suit against Larry Wiant concerning the Wiant drainage area. Also, suit will be filed against K. P. Wright for the contingency fund and unpaid water bills.

The Delinquent Water Customer List was passed to the council.

Cecil Hamilton ask to withdraw his request for rezoning of the property located on Highway 24 and Chilson Road, as was reported by the Mayor of Silver Lake.

City Clerk had received a call from Shawnee County Parks and Recreation stating they had managed a transfer of funds and would be able to charge a \$12.00 registration fee for students enrolling in the summer swim lesson program, and they could then collect and pay their own fees.

A letter of request was received from Shawnee County Fire District #1, asking to have a written agreement drawn up between the City of Silver Lake and the Fire District. After brief discussion City Clerk was ask to send a letter to Shawnee County Fire District #1 asking them to draw up such an agreement, then present it to council for approval.

The need of mowing weeds on certain lots was discussed. Tom Noble will develop a list of those lots needing to be mowed and a letter of request will be sent to those land owners.

Citizen Eldon Roberson pointed out that the drainage ditch which runs behind the homes on Sage Road and Aquarius is being used as a trash dump. It was recommended the city draft a letter asking for property owners cooperation in keeping the drainage ditch free for water flow.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 9:30 P.M.

Warrene M. Stadler

Warrene M. Stadler - City Clerk

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening May 4, 1981 with Mayor Leonard Lee present and the following Councilmembers present: James Brungardt, Randy Freed, Lila Gaddis, Walt Honeyman, Ray Murdock, (5) Absent: None.

The first order of business was to swear into office Mayor Leonard Lee and the Councilmembers which the City Clerk did in the usual manner.

Nominations were called for to elect a president of the Council. Lila Gaddis was nominated. Motion was made and seconded that nominations cease. Motion carried.

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: Utilities Supervisor - Tom Noble, Police Officer - Robert Sparks, City Clerk - Warren Stadler, City Treasurer - Joan Parks, Fire Chief - Tom Wade Sr., City Attorney - Stumbo, Stumbo & Buening, City Judge - Jim Welch. By motion duly made and carried, the City Council approved the list of names submitted by the Mayor for the appointive offices for term of office to run through April 30, 1982.

The minutes of the last meeting held April 20, 1981 were 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 the final passage by roll call of the following vote: AYE: Jim Brungardt, Randy Freed, Lila Gaddis, Walt Honeyman, Ray Murdock. NAY: None. Ordinance was declared passed and given No. 1142.

At this time Mayor Lee made individual appointments among the elected councilmembers. Jim Brungardt was named Street Commissioner, Randy Freed - Waterworks Commissioner, Lila Gaddis - Finance Commissioner, Walt Honeyman - Police Commissioner, Ray Murdock - Park Commissioner.

Jennel Barnes was in attendance of the meeting to discuss a concern regarding where and the number of speed zone signs placed throughout the City, particularly through the business district. After discussion, Councilman Honeyman suggested KDOT be contacted for a recommendation of sufficient number of signs and placement thereof.

Mayor Lee brought up the fact that the 40 mile per hour speed zone on Highway 24, entering Silver Lake from the east and going to Lake Street is of concern to him. After lengthy discussion of the hazards, recommendation was made that a request be made to lower the speed limit from 40 to 30 miles per hour upon entering the City of Silver Lake. City Clerk will send a letter of request to Kansas Department of Transportation.

Citizen George Fultz was at the meeting and expressed his appreciation to Mr. Tom Noble and others involved in getting the drainage problem on Sage Road taken care of. Mr. Fultz also shared a letter he had received from the city concerning misuse of the drainage ditch which runs behind the property located on Sage Road and Aquarius. The

problem of keeping the ditch free for water flow was discussed briefly and Mr. Fultz was informed that the letter had been sent to property owners along the drainage ditch in order to enlist their help in keeping the area clear.

The police report was passed to councilmembers for review and discussed briefly. Officer Sparks informed council that the "loaner" P.A. system on the car had burned out and Mayor Lee will be making arrangements to have the system changed. Compliments were paid to Officer Sparks for the job he is doing by Kansas Highway Patrolmen in attendance of the meeting, citizens, and councilmembers.

The financial report was reviewed and explained to new councilmembers. Finance Commissioner Gaddis explained that the Money Market Certificate due at Silver Lake bank on April 23, 1981, was placed into the Savings Account rather than renewing the certificate until a decision could be made on purchase of land that the city has taken into consideration.

Mayor Lee reviewed for new councilmembers the possibilities of purchasing the Seeley property located behind the school. After discussion, Councilman Brungardt made a motion, which was seconded by Councilman Murdock that Mayor Lee be instructed to negotiate with the School Board for the purchase of up to ten acres of the property. Motion carried.

An agreement contract between the City of Silver Lake and Kansas Department of Transportation dealing with the drainage at Tex's Corner was reviewed by Attorney Stumbo. At his recommendation motion was made by Councilman Brungardt and seconded by Councilman Murdock to approve the proposed resolution. Council approved.

Use of the shelter house and Park for dances was discussed at length. Mayor Lee ask for a set of written guidelines to be established. Attorney Stumbo will prepare such a contract for the city to use, taking into consideration councils recommendations that the band be allowed to play until 1:00 A.M., then band members and clean up crew only be allowed in the park to clean up for one additional hour. A \$50.00 deposit would be required and not refunded if not properly cleaned up by 9:00 A.M. the following morning. Adequate law enforcement coverage with a minimum of one officer would be required. Officers will be hired by the band and recommendation was made that Shawnee County Sheriffs Department Officers be used because of liability and authority range. No glass containers in the park is to be another guideline to be considered as well as a "Hold Harmless" agreement. Motion was made by Councilmember Gaddis that the Mayor and City Clerk be authorized to approve the drafted agreement before Saturday night May 9, 1981. Councilman Freed seconded the motion which was approved.

A grant application for energy education purposes had been received by the city. Mayor Lee will study the information available and make report on such at the next meeting.

Mayor Lee reported on his attendance of a Topeka City Commission meeting where renewing ambulance permits was taken into consideration. Mayor Lee was assured that plans are to leave an ambulance in Silver Lake at this time, and a task force is being established to study ambulance needs.

Attorney Stumbo informed council that he had been in contact with Mr.

MEMO

5-4-81 City Clerk instructed to contact insurance agents for bids on \$1,000,000.00 P.O.L. Insurance w/\$10,000.00 deductible.

5-5-81 - Contacted Hussey Ins. - Dick Feldkamp (Feldman?) informed me that this is not competitive bidding material, they are not interested in offering a bid, and would recommend we contact the agent handling the city Ins. for such coverage.

5-5-81 - Contacted Dain Real Estate, talked to Elen Hippensteel. She told me I would have to get ahold of...then said she would make the contact herself.

5-15-81 Don Dain called me at home to see if I was certain they ask for \$10,000.00 deductible. Said he was going to try to get a bid together for both \$10,000.00 and \$1,000.00 deductible. I told him I would double check to be certain - called back & left message w/Ellen that \$10,000.00 was what was ask for. Walt Honeyman was making bid on both \$10,000.00 and \$750.00 deductible, so if he would do likewise, both would be bidding on same coverage. No bid received 5-18-81.

W. Stadler

Warrene Stadler
City Clerk

REGULAR SESSION MAY 4, 1981 (Continued)

Jan Hamilton, K. P. Wrights attorney, and he had a settlement proposal regarding the \$1000.00 contingency fund and water bill. Mr. Wright agreed to return \$900.00 which includes the \$35.46 water bill he owes the city. Councilman Honeyman moved that settlement be made for the \$900.00. Motion seconded by Councilmember Gaddis and approved. Mayor Lee and City Clerk will issue the proper settlement papers.

Attorney Stumbo reviewed the Wiant drainage area problems for new councilmembers. With the addition of a trespassing clause, a petition for suit should be ready for councils approval at the May 18, 1981 meeting.

Discussion was held among councilmembers concerning the necessity of public officials liability insurance. Such protection was highly recommended by City Attorney Stumbo. Motion was made by Councilman Murdock and seconded by Councilman Brungardt that City Clerk ask for bids to be turned in by the May 18, 1981, meeting for \$1,000,000.00 public officials coverage with \$10,000.00 deductible. Motion carried with Councilman Honeyman abstaining from the vote.

Clothing allowance for the police officer was discussed briefly and it was decided that there is not an allowance as such, but an agreement for the City to provide the necessary uniforms.

Councilman Honeyman made request that the City dispose of the van. After brief discussion such request was made into a motion by Councilman Honeyman which was seconded by Councilman Murdock. Council approved. Councilman Freed will prepare the van for sale, and City Clerk will place an ad in the paper asking for sealed bids by the May 18th, 1981 meeting.

Councilman Freed pointed out that parking near the fire hydrant located between Peoples Savings & Loan and Penn Apartments is causing a hazard if the fire trucks needed to get to the hydrant. City Clerk will contact Peoples and ask that employees parking in the area leave sufficient clearance. The fact that there is no fire hydrant on Railroad east of Railroad and Highway 24 was discussed briefly, but due to the prohibitive cost involved it was decided to not due anymore on the issue at this time. Councilman Freed made council aware of the possibilities of pump problems on the fire truck which may need to be taken into consideration at a later date.

Councilmember Gaddis brought up the need for repairs to the alley which runs behind the bank. Street Commissioner Brungardt will look into the problem. Councilmember Gaddis also reported that she had been approached concerning the parking of vehicles on Sage and Center Streets. It was decided that the City could not restrict such parking.

Citizen Bill Jacobs ask for consideration of having a street light placed on new Walnut Street which runs between Aquarius and Gemini for safety, as the area is used by many joggers and bikers and is very dark. Mayor Lee ask Councilman Brungardt to canvas the streets and make recommendation as to what is needed for signs, lights, etc.

Request had been received from City Engineer Jerry Shaul for bid letting at 4:00 P.M. May 26th, 1981, on the drainage project at Tex's Corner. Council ask that Engineer Shaul be contacted and bid letting be held until the regular session on June 1, 1981.

REGULAR SESSION MAY 4, 1981 (Continued)

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 10:30 P.M.

Warrene M. Stadler

Warrene M. Stadler,
City Clerk

REGULAR SESSION MONDAY EVENING MAY 18, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening May 18, 1981 with Mayor Leonard Lee present and the following Councilmembers present: James Brungardt, Randy Freed, Lila Gaddis (3) Absent: Walter Honeyman, Ray Murdock.

Minutes of the last meeting held May 4, 1981 were 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 the final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Lila Gaddis. NAY: None. Ordinance was declared passed and given No. 1143.

The first item of business for the evening was to establish the minimum bid which council would accept for the selling of the City Van. Councilman Freed moved that the minimum accepted bid be \$2500.00. Motion seconded by Councilman Brungardt and approved. At this time sealed bids were opened by Mayor Lee. Bids were received from Clarence Freel for \$1510.00, Thomas F. Wade for \$3003.33, and Richard Mesloh for \$3111.00. Councilman Brungardt made a motion, seconded by Councilman Freed to accept the high bid. Council approved.

Citizen Doris Roberson was present and made request that a street light be placed in the area of Madore and Lake street. Jack Mahana and other neighbors were also present and voiced their opinion in favor of a street light in this location. The issue will be handled along with other requests for street lighting.

The regulations prepared by Attorney Stumbo for use of City Park by persons holding a dance or fund raising event were reviewed. Discussion was held concerning the area which needs to be picked up, deadline for the park to be picked up, and having boys pick up the park daily for maintenance purposes. Councilman Freed made a motion to accept the prepared regulations with an addition which states the park must be cleaned up by 9:00 the following A.M. Motion seconded by Councilman Brungardt and approved by all. Discussion was held as to whom to contact if the park has not been cleaned up. A list of persons interested in doing this job will be prepared and given to Park Commissioner Ray Murdock.

Bids were sought from three insurance agencies for Public Official Liability Insurance. Honeyman Insurance Agency, Inc. submitted the only bid. Councilman Brungardt moved that the bid for \$1,000,000.00 coverage with \$10,000.00 deductible for a period of three years be accepted. Motion seconded by Councilmember Gaddis and approved.

Fire Chief Tom Wade was in attendance of the meeting and made request for new hose for the fire trucks.

Councilman Murdock entered the meeting at this time.

Again discussion was held concerning placement of fire hydrants in the area of Pottawatomie, Walnut and Railroad where needed. After lengthy discussion as to the need of these hydrants, and cost of such, Councilman Freed moved that City Engineer Jerry Shaul get a cost effect estimate and recommended variations for putting such hydrants into service. Motion seconded by Councilman Brungardt and accepted by council. Utility Supervisor Tom Noble will get a map of current lines and hydrant locations to Engineer Shaul. Councilmember Gaddis moved that Tom Wade be authorized to price and purchase needed hose for the fire truck. Council approved the motion which was seconded by Councilman Brungardt.

Citizen Jack Mahana brought council up to date on some property line discrepancies between his property and that located to the north of his property line. After brief

REGULAR SESSION MAY 18, 1981 (Continued)

discussion recommendation was made that Mr. Mahana contact the County Register of Deeds and County Surveyor for this problem.

Engineer Jerry Shaul reminded Council that bid letting would take place at 7:00 P.M. on June 1, 1981, at regular council session for the drainage project in front of Tex's Drive In.

The delinquent water customer list was passed to council.

* Brief review was held of the requirements made for homes constructed in the flood fringe district and of prior actions taken by council. Mayor Lee informed council that clean-out valves had been added to the two homes which are being constructed by contractor Eldon Roberson. Such valves are located only a few inches off the basement floor which could allow for draining into the sewer system. Also, only one of the two drains has been filled with concrete at this time, as was requested by council at the April 20, 1981 meeting. After discussion at length, Councilman Freed made the motion that a letter be sent to the contractor stating the remaining drain must be filled with concrete, the clean-out valves must be removed and electrical service to the sump pump must be no lower than the 910 flood level before gas hook-up will be approved. Also, if corrections are not made by May 28, 1981, contractor is to be advised he is in violation of city ordinances which constitutes a \$100.00 per day fine. Councilman Brungardt seconded the motion, council approved and city clerk was instructed to send the letter of advisement.

Mayor Lee informed council that he had visited with Police Officer Bob Sparks concerning moving to the Silver Lake area. After brief discussion it was felt that there are many advantages which must be considered with an officer living out of the community, as well as living in Silver Lake. Motion was made by Councilman Murdock that Officer Sparks be allowed to determine his own living location. Motion seconded by Councilman Brungardt and approved. Officer Sparks ask for Councils approval to take his weapon to a gun-smith for proper timing of the cylinder, also to purchase gun cleaning kits and alley lights on the police car. Report was made of a request Officer Sparks had received from Larry Wiant asking the city to fill a ditch located along his property line on Chilson Road and also that wire be placed over a concrete sewer bumper to keep children out. Motion was made by Councilmember Gaddis and seconded by Councilman Freed that Officer Sparks be allowed to purchase the equipment discussed. City Attorney Buening complimented Officer Sparks on the cases he had seen go through Municipal Court.

Attorney Buening reported that the necessary release papers had been delivered to Attorney Jan Hamilton for the release and settlement of the \$900.00 contingency fund and water bill against K. P. Wright.

Councilman Brungardt reported to Council that he had done a sign survey throughout Silver Lake and found 29 street signs missing. Mr. Tom Noble will check the City stock to determine how many signs need to be ordered. City Clerk will order needed signs. Councilman Brungardt also checked the alley behind the bank and will be in contact with Mr. Max Butterfield to determine the best solution to filling these holes. Recommendation was made for placement of street lights on new Walnut and Gemini and Walnut and Aquarius Streets. City Clerk was instructed to process forms requesting three additional street lights in Silver Lake.

Councilman Freed was ask to take the emergency equipment off the van for the new owners. The van will be taken to Butler Auto Service to have necessary repairs made.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 10:30 P.M.


Warrene M. Stadler,
City Clerk

REGULAR SESSION MONDAY EVENING JUNE 1, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening June 1, 1981 with Mayor Leonard Lee present and the following Councilmembers present: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman (4) Absent: Ray Murdock.

Minutes of the last meeting held May 18, 1981 were 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 the final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Lila Gaddis, NAY: None. ABSTAINED: Walter Honeyman. Ordinance declared passed and given #1144.

Sealed bids for the Tex's Corner Drainage Improvement Project were opened and read. Bids were received from Bayer Construction Co. - \$12027.49, Herman's Excavating - \$12710.41, Quality Excavating - \$14255.50, Comanche Construction, Inc. - \$15937.25, Roberson Lumber Co. - \$20271.00. The Engineers Estimate of \$14742.00 was recorded at this time. Councilman Brungardt moved that the contract be awarded to Bayer Construction Co. of Manhattan, Kansas, subject to City Engineer Jerry Shaul's approval. Motion seconded by Councilmember Gaddis and approved.

Engineer Shaul reported he had taken the City map and drafted water line and fire hydrant locations on it, and should be prepared to give a recommendation of plan and cost to install fire hydrants at the June 15, 1981, meeting, as was requested by Council.

Mayor Lee had received a contract from U.S.D. #372 concerning the purchase of the Seeley property and ask for councils opinion of having Attorney Stumbo search the instrument before final action be taken. Councilman Freed moved and Councilman Honeyman seconded the motion to have the Attorney look over the contract. Motion carried.

Council was informed that as of May 29, 1981, Charter Ordinance No. 1 became effective, exempting the City of Silver Lake from the "Aggregate Tax Levy Limitation."

A "Letter of Agreement" and "Mutual Aid Agreement" were given to the Council for consideration by Francis Kelsey, representing Shawnee County Fire District #1. Brief discussion was held concerning the agreement and it was passed on to Attorney Stumbo for review.

Discussion was held regarding the deposit now required from those reserving the shelter house at the park. It was decided that the city would remain consistent in its requirements for police protection when dances and events involving funds are held. Problems concerning keeping the park in useable condition, glass breakage, parking, etc. were discussed at length. The need to have a copy of the regulations posted was pointed out, and it was decided that extra copies of the rules and regulations must be posted by those holding the event.

Attorney Stumbo having studied the agreements presented Council from Fire District #1 recommended that number of vehicles to be stored be

specified, and "sufficient notice of time" be stated specifically as "180 days" and both agreements be combined as one instrument of agreement. These changes being agreeable to both Mr. Kelsey and councilmembers, Councilman Honeyman moved and Councilman Brungardt seconded the motion to accept the agreement with suggested changes. City Clerk will prepare the contract.

Again discussion returned to usage of the park and its problems. It was then decided to set up another set of regulations for those reserving the shelter house for family and group gatherings. A clean-up deposit of \$25.00 will be requested from those making such reservations. Police protection will be called for, however that requirement may be waived by the Park Commissioner, Ray Murdock, if he feels such is not required. Councilman Freed moved that a new set of regulations be prepared, motion seconded by Councilman Brungardt and approved.

George Anderson is scheduled to begin working at the park on June 2, 1981, cleaning up the grounds. Councilman Freed moved that Mr. Anderson be paid \$4.00 per day, 5 days a week, for clean up which would include cleaning out the restrooms. Motion seconded by Councilman Brungardt and carried.

Police Commissioner Walter Honeyman gave a report on police activity which has taken place during the month of May, as well as Officer Sparks attending school 40 hours per week. Problems of dogs annoying, and running at large were discussed briefly. The feasibility of having complaints filed on such cases was given consideration. Councilman Freed reported he had alley lights for the police car which had been removed from the van.

Mayor Lee advised council that in June 1980, the former council agreed to having Utility Supervisor go to the Waterworks Commissioner for approval of any expenditures under \$300.00, the Police Officer go to the Police Commissioner for any expenditures below \$100.00 and City Clerk report to the Mayor for expenditures that do not exceed \$50.00. Any amounts greater than those listed should be brought before the Council for approval. Council agreed to working with this plan.

Requests for street lighting were discussed briefly and it was decided to continue with the request for a light on the north side of Lot 7, Block D, Silver Lake East, Subdivision #5, also at the property line between 104 and 106 Gemini. It was decided to contact Mr. George Sullivan from Kansas Power and Light concerning recommendation of where to place a light in the area of Lake and Madore Street.

It was reported that the Rural Water District is beginning to operate their own water system. Waterworks Commissioner Freed and Tom Noble will discuss the possibility of a rate increase after the current contract year is up, should the Rural Water District wish to pump more water from the City.

Councilman Honeyman advised council that they have been "placed on notice" by the State Department of Health and Environment of high concentrations of nitrate in the water, should it become necessary to revert to using well #3 for the city water supply. After lengthy discussion regarding the well situation, it was decided that a notice should be prepared and ready for distribution should the well have to

be used, City Clerk should contact City Engineer Jerry Shaul and ask him to start a cost and schedule estimate for putting in a new well, and Finance Commissioner Gaddis will contact City Auditor Gerry Car son for financial advisement. The letter of notice from Health and Environment will be taken to Attorney Stumbo for legal opinion. Councilman Freed reported that it would cost approximately \$440.00 to drill a test well, and that could be done within two weeks.

Application for license to sell alcoholic liquor and the proper fee of \$300.00 was received from Mrs. Thyralene W. Hawk and passed to council for approval. Councilmember Gaddis made a motion recommending the application be approved and license issued. Councilman Honeyman seconded the motion which was approved.

Cost of replacing street signs was brought to councils attention. City Clerk will contact the County Garage to see if they would make signs for the City of Silver Lake.

The fact that the current False Arrest Insurance will expire August 16, 1981 was pointed out. Needed coverage was discussed and Councilman Honeyman recommended a copy of the policy currently in force be given to the Attorneys as well as a copy of a new program which could be obtained, in order to seek their opinion of the coverages. Council agreed.

Councilman Freed advised that the pump on the fire truck had gone bad and Tom Noble would be taking it to Salina for repairs. Also, the two fire departments had met and plans are in the making for each fire department to have their own phone number. The change in phone systems is not planned until the new 911 emergency number is put into operation which could be up to two years.

The financial report was reviewed and accepted by council.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 9:50 P.M.



Warrene M. Stadler,
City Clerk

REGULAR SESSION MONDAY EVENING JULY 6, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening July 6, 1981 with Mayor Leonard Lee present and the following Councilmembers present: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (5) Absent: None.

Minutes of the last meeting held June 15, 1981 were 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 the final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock. NAY: None. Ordinance was declared passed and given #1146.

Nancy Martin, representing the Silver Lake A-Team Cheerleaders, Shannon Wiley, representing Silver Lake Pom Pom Squad, and Randy Freed representing the Silver Lake Booster Club were all present and made requests for reservations of the Park shelter house for dances on July 11, July 18, and August 1, 1981, respectively. Councilman Honeyman advised the A-Team Cheerleaders that a reservation had been made for the Park for 8:00 o'clock A.M. July 12, 1981, and consideration of this factor would be appreciated for clean-up after the dance on July 11. After brief discussion of the requirements, Park Commissioner Murdock moved that all three requests be granted. Councilman Honeyman seconded the motion which carried, with Councilman Freed abstaining from the vote.

Heavy rains brought several requests for councils consideration of the water drainage problem in the area of Mariner and Lake Street. Numerous alternatives were taken into consideration and after lengthy discussion it was decided that the most feasible solution would be to grade a swale along the east property line of the Seeley property currently being purchased by the City, and drain the water to the north drainage ditch. Councilman Freed moved that the City Engineer be instructed to study the proposal and draft a cost estimate of such a project. Motion seconded by Councilman Murdock and approved.

The capability of granting a variance in the Floodway Fringe District was discussed briefly and a review of the Floodway Zone Ordinance was made. It was recommended by Attorney Buening that if requests for variance are filed with the City, it would be advisable for those persons serving on the Zoning Board of Appeals to meet with the attorney in order to be fully informed of their duties and responsibilities to the City, as well as being informed of the ordinance at issue.

Council was advised that a "stop payment" had been placed on a check taken from Robert Cairns as a clean-up deposit for use of City Park. It was determined that due to the cost involved, no steps would be taken to recover the money at issue, however from this point on, all deposits must be cash only, and sponsoring organizations will be responsible for such deposit and reservations.

Attorney Buening informed council that he had verbal notification that all contracts had been signed for the purchase of the Seeley property, and closing date should be reached in the near future. A motion was made by Councilman Brungardt that final payment for the land, plus accrued land lord expenditures, less pro rata taxes be approved. Motion seconded by Councilman Murdock and approved.

Lengthy discussion was held concerning the procedural requirements to be followed in order to get a well drilled and permits and authorizations that must be satisfied in order to meet State of Kansas specifications. Motion was made by Councilman Freed and seconded by Councilman Murdock to approve the drilling of a test well at this time. Motion approved. Attorney Buening stated that a survey should be in process at this time to split the land into two equal parcels. It was then

decided to table the decision as to the location of the test well until each councilmember has a chance to view the property and a survey has been completed.

A request had been received from Continental Telephone seeking approval for underground construction on city easement. City Clerk was ask to contact Michael Stevenson of the phone company and ask that he come before council to explain their request.

A proposal of estimated costs for water well relocation, well drilling, material costs and comparative contract costs for a single pump house and combination pump house shop/garage facility were presented from Associated Engineers, in the amount of \$30312.00. After brief consideration, council decided they would like to check further with other contractors on the building of the pump house shop/garage facility before final decision be made.

Council was ask to specify locations where cable T.V. hook-ups should be installed in the City Buildings. Hurst Cable T.V. does not wish to provide service for the ambulance attendants since they are not a part of the City. Council ask that a hook-up be installed in their room, and also that Rays Electronics be ask to make repairs to the building where the cable was brought into City Hall. Cable T.V. hook-ups will be placed in the meeting room, fire department radio room, ambulance attendants room, and the police station.

Carl Nuzman, Larry Maddux, and Richard Beuchat were present and ask that the Rural Water District be allowed to maintain hook-up with the City water supply as a safety back-up. After points of interest were reviewed, Councilman Freed moved that hook-up be maintained as is, and a review of rates be made at the end of the contract year. Motion seconded by Councilman Murdock and carried.

Doug Jackson was in attendance of the meeting in order to discuss a letter he had received from the city regarding requirements that a swimming pool must be enclosed by a five foot wall or fence. Mr. Jackson ask council to review ordinance #1001 and take into consideration a four foot wall or fence. After discussing the protection offered and needed and the problem at hand, Councilman Brungardt moved the ordinance be left as it stands. Motion seconded by Councilman Murdock and approved.

Carl Nuzman, P.E. with Hydrology Division of the Layne-Western Company, reviewed the nitrate in water supply situation with the new councilmembers. Mr. Nuzman reported that a how, why, and reason for situation must be established before the cost of liability can be determined. Mr. Nuzman reported that a cycling trend has been established that each spring when anhydrous ammonia is being used, hoses break, and leakage occurs, however this spring the nitrate count has maintained a .13 parts level verses .19 parts in prior springs. Mr. Nuzman pointed out that the proof of cause and effect could deteriorate in time.

The financial report was reviewed and accepted by council. A letter of permission was signed by all councilmembers giving the Mayor, City Treasurer, or City Clerk the ability to transfer funds from the checking account to the savings account with one only signature. The legal publication notice prepared by City Auditor Gerry Carlson for the Federal Revenue Sharing Budget Hearing was signed by council and approved for publication. Councilmember Gaddis is working on the 1982 budget and will meet with each councilman at their convenience.

Councilman Honeyman ask that consideration be given to having a traffic sign survey conducted in the future. Problems of mopeds being operated by unlicensed drivers were discussed briefly. The police report for the month of June was given by Police Commissioner Honeyman who also reported that Officer Sparks had finished his training and graduation would be on Friday P.M. July 10, 1981.

REGULAR SESSION JULY 6, 1981 (Continued)

At this time Councilman Honeyman proposed that Officer Sparks be considered for a \$100.00 per month raise. Councilman Freed proposed a raise of \$125.00 per month for Tom Noble and Councilman Honeyman recommended that City Treasurer Joan Parks salary be raised to \$60.00 per month. Motion was made by Councilmember Gaddis and seconded by Councilman Murdock that the above recommendations be accepted, effective July 1, 1981, and it was then placed on the final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (5) NAY: None. Ordinance was declared passed and given No. 1147.

Weeds needing to be mowed along the bike path, the lots belonging to Robert Reid and behind the tavern were discussed. Each incident will be acknowledged with proper procedure.

Officer Sparks reported he had made arrangements for towing with Otis Lane Wrecker Service for anytime such service might be necessary.

It was reported that the Lions Club agreed to install railroad ties to keep vehicles off the grass at the Park if the City would make arrangements to have the ties hauled to the Park.

Councilman Brungardt advised council that the alley behind the bank had been graded and rock might be needed to raise the alley.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 10:30 P.M.

Warrene M. Stadler

Warrene M. Stadler,
City Clerk

REGULAR SESSION MONDAY EVENING JULY 20, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening July 20, 1981 with Mayor Leonard Lee present and the following Councilmembers present: James Brungardt, Randy Freed, Walter Honeyman, Ray Murdock (4) Absent: Lila Gaddis.

Minutes of the last meeting held July 6, 1981 were 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 the final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Walter Honeyman, Ray Murdock. NAY: None. Ordinance was declared passed and given No. 1148.

ASTRA Club representative Rachel Frickey was present and made request for the shelter house for August 15, 1981, in order to schedule a dance to introduce an exchange student from South Africa coming to live with the Jack Hawkins family. After review of the regulations, Councilman Murdock moved, and Councilman Honeyman seconded the motion to approve the request. Motion carried.

Mike Stevenson, Engineer with Continental Telephone presented plans for Councils approval to dig a burial trench on City easement in order to bury telephone cable. Continental Telephone will upgrade their services so that all of Silver Lake and surrounding areas will be served by a one party system instead of the current four party lines. Construction is not scheduled to begin until 1982. Motion to allow this construction on City easements was made by Councilman Freed, seconded by Councilman Brungardt and approved.

A letter of request was received from the Silver Lake United Methodist Church asking to be permitted to show Wednesday Night Movies on the east wall of the building at 201 West Railroad, and also that the 100 block of Madore Street be closed the length of time necessary to set up, show, and remove all equipment. Councilman Honeyman moved such request be granted. Motion seconded by Councilman Brungardt and after further discussion on barricades needed, motion was approved.

Ervin Sackman, janitor of the City buildings made request that their salary be increased from \$100.00 to \$125.00 per month. After brief discussion motion was made by Councilman Honeyman to approve the \$25.00 per month increase. Councilman Murdock seconded the motion which carried.

Topeka-Shawnee County Health Department Environmental Engineer, Lynn Couch, was in attendance of the meeting in order to discuss the mosquito problem Silver Lake is having. After discussion, it was decided that Silver Lake needs to be using a straight chemical spray, and wind and weather conditions need to be taken into consideration at the time application is made. Shawnee County will furnish the chemicals to Silver Lake if the City continues to do their own spraying. The County will work with Tom Noble and will help spray until the mosquito count is down to the normal level. Shawnee County will spray the Lake area next spring in order to try and avoid this problem next summer.

Councilmember Gaddis entered the meeting at this time.

The attention of all present was called to the published notice hereby given of the proposed use of Federal Revenue Sharing Funds for the purpose of determining the use of the entitlement funds. After review, a motion was made by Councilmember Gaddis and seconded by Councilman Honeyman designating the funds be used for public safety. Motion approved.

Attorney Buening reported that survey crews had started their work on the land purchased by the City and the job should reach completion within the next couple days. After discussion it was decided that only corner stakes and property dividing stakes need to be set. After the survey is completed, Bernard Ross will be ask to install a 20" drainage tube to be covered with dirt in order to establish a drive into the property. Jungmann Brothers Drilling will be contacted in order to schedule the drilling of a test well.

Engineer Siverson from Associated Engineers was present and discussed the possibility of installing a telameter control in the new pump house. Cost of such would be approximately \$5200.00 installed. It was decided to discuss this later after a more thorough study of the equipment already in service and needed has been made. Mayor Lee gave Council copies of a proposed shop/garage building to be taken into consideration. The desire of having local citizens bid the work to be done was discussed briefly. Eldon Roberson, Richard Moeckel will be presented with a copy of the drawings, and Ron Lilley will be contacted to see if he would also be interested in bidding the job. If both parties are interested, detailed "spec" sheets will be prepared for bidding purposes.

A proposed cost estimate of \$5300.00 for construction of an equalizer drainage ditch to help water runoff during periods of high intensity rainfall east of Mariner Street was presented by Mr. Siverson. Engineering fees for this project would be an additional \$500.00. After brief discussion as to the benefit of such construction, it was decided to table the issue until August 3, 1981, since construction would not begin until after corn harvest.

The City of Silver Lake received a bill from Kaw Valley Electric in the amount of \$156.40 for time, mileage and materials needed to replace a meter at City Park that was vandalized beyond repair. Mr. Gene McRoberts from Kaw Valley Electric brought the damaged meter for council to inspect. Points of concern were expressed by Mr. McRoberts and by the council as to how to deal with this problem. It was decided that Mr. McRoberts would request a price quote from Kaw Valley Electric to install the meter inside the concession stand providing this meets with the Lions Club approval. Councilman Freed will contact the Lions Club regarding this matter. Tom Noble was ask to check with Jerry Mason for a price quote to bury the line, purchase a junction box, and the installation of such. The decision as to whether to approve the bill for payment was tabled until a copy of the Kaw Valley Electric bylaws can be sent to the City for review.

Bids for Law Enforcement Liability Insurance were due at 7:00 P.M. July 20, 1981. Councilmember Gaddis moved that the bid submitted by Honeyman Insurance Agency in the amount of \$1500.00 be accepted. Motion seconded by Councilman Freed and approved with Councilman Honeyman abstaining from the vote.

A letter sent to some former councilmembers from K. P. Wright was given to council to be read and discussed. After lengthy discussion as to the contents of the letter and a request received by Attorney Buening from Mr. Wrights attorney, Jan Hamilton, it was decided it would be of benefit to the City to agree to a time extension request. Councilman Honeyman moved that the agreement to extend time to September 3, 1981, be signed. Motion seconded by Councilman Brungardt, and approved with Councilmember Gaddis abstaining.

Councilman Freed informed council that due to changes being made in Topeka, Silver Lake would most likely be without an ambulance stationed here in the very near future. Lengthy discussion was held as to the best way the citizens of Silver Lake and North West Shawnee County need to respond to this issue. Councilman Honeyman and Mayor Lee agreed to attend the County Commission meeting scheduled for July 21, 1981 in order to represent Silver Lake and voice concern of the City.

Councilman Murdock left the meeting at this time.

REGULAR SESSION July 20, 1981 (Continued)

Request was made that a letter of notice be sent to Quality Excavating asking that weeds on their lots be mowed, and also it was requested that Tom Noble mow the eight lots between Madore and Lake Road known as the Barney Addition, and the County Clerk be contacted in order to assess these charges to the property owners tax roll.

Councilman Honeyman made recommendation that due to increased paper work load, Court Clerk salary be raised to \$30.00 per session attended. The recommendation made into a motion was seconded by Councilman Freed and it was then placed on the final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman. (4) NAY: None. Ordinance was declared passed and given No. 1149.

Councilman Freed moved that Walt Foresman's salary be increased to \$8.25 per hour for assisting Tom Noble. Motion seconded by Councilman Brungardt and carried.

Councilman Freed advised Council he had been approached concerning the City putting the land they are purchasing up for bids for farming. It was decided to discuss the issue when contract time is nearer.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 10:40 P.M.



Warrene M. Stadler,
City Clerk

REGULAR SESSION MONDAY EVENING JUNE 15, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening June 15, 1981 with Mayor Leonard Lee present and the following Councilmembers present: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (5) Absent: None.

Minutes of the last meeting held June 1, 1981 were 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 the final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Lila Gaddis, Ray Murdock, NAY: None. ABSTAINED: Walter Honeyman. Ordinance was declared passed and given #1145.

* Due to the problems of driving in the grass, unsatisfactory cleanup, blocking of private drives, underage sponsors, etc. the park situation again was discussed at length. After points and interests were expressed, Councilman Murdock made a motion to have the current rules and regulations changed to state that groups are not to set up facilities until one and one-half (1½) hours before the scheduled event, Chilson Road must be kept open to through traffic, sponsoring organizations must make the reservation, assume the responsibility, and come before the City Council for approval and agreement. Cash or money order only will be accepted as cleanup deposit. Councilman Honeyman seconded the motion and it was approved by all. After discussing the parking situation further, citizen Francis Kelsey agreed to check with the Lions Club to see if there would be interest in putting up railroad ties strung with cable to keep cars out of the area not to be parked on. Meanwhile another "No Parking" sign will be mounted.

City Engineer Jerry Shaul was present and brought council up to date on the drainage construction at the corner of Tex's Drive In. Also, Mr. Shaul presented estimated construction costs for a new well which totaled \$15395.00. Plans are to salvage all equipment possible from well site #3 in order to cut expenses. Engineer Shaul agreed to prepare the engineers drafting for this project for \$750.00. After lengthy discussion concerning test wells, drilling, construction and subcontracting work, Councilman Freed moved that Jungmann Brothers Drilling Co. be contacted and allowed to drill test wells, subject to Tom Nobles approval of plans and the agreement on purchase of land being signed. Councilman Honeyman seconded the motion which carried.

Attorney Larry Buening presented a contract and two agreements for councils consideration on the purchase of the Seeley property. Upon reviewing the contract of sale, it was decided that a change needed to be made to the contract concerning the pro-ration of rent. Councilmember Gaddis made a motion that the contract be approved, subject to the above mentioned change to be made by the City Attorney, and \$17500.00 be placed into escrow as earnest money as soon as the contract is ready. Motion seconded by Councilman Murdock and approved. After discussing the prepared agreement between the City of Silver Lake and U.S.D. #372 Councilman Honeyman moved that said agreement be accepted subject to striking Subsection a. of Section 1 and making an editorial change to section 3 by adding the word "dividing" where applicable. Councilman Freed seconded the motion which met with approval. The agreement between the City of Silver Lake, U.S.D. #372, and the Hook Brothers who are farming the land being purchased was reviewed and Councilman Brungardt moved said agreement be accepted subject to Section 7 concerning crop damage being changed to state damages for crops destroyed would be paid on a yield and market price agreement. Motion seconded by Councilmember Gaddis carried.

A letter from the Department of Health and Environment regarding nitrate in the water supply had been reviewed by the City Attorneys and Attorney Buening stated that they

REGULAR SESSION JUNE 15, 1981 (Continued)

would write a report of their opinion and place it on file. At this time they did not see fit for notice to be given to the general public, however they did recommend that every effort be taken to not use well #3 unless unavoidable. It was their opinion that the risk involved is not that great at this time, especially since corrective measures have been taken so quickly.

A study had been made by Attorney Buening of the current Law Enforcement Liability insurance policy and another policy which is now available. After discussion of the issue, Councilman Brungardt made a motion that Walt Honeyman draw up "specs" for proposed coverage and City Clerk seek bids on such. Motion seconded by Councilman Murdock and carried.

Attorney Buening stated he was checking bond council concerning the Wiant drainage problems, and reported papers had been served on Mr. Wiant in Colorado and he recommended quickest possible action.

The problem of pools not being enclosed was discussed briefly. City Clerk will send letters to those not complying with Ordinance #1001 advising them of this requirement.

Councilman Freed informed Council that a gentleman who purchased the old City fire truck had been in and was interested in purchasing the old nozzle and extinguisher from that truck. It was recommended that Councilman Freed bring the issue up to the fire department.

The delinquent water customer list was passed to council.

Councilman Honeyman requested that two 20 mph signs be installed along the business district of town, and that the sign which is double backed be corrected to meet State specifications. Council agreed to this request. Councilman Honeyman also brought up the need for the city to have its own copy machine. Cost justification and possibilities of purchasing a used machine were discussed briefly.

Councilman Brungardt reported he had been in contact with Eldon Shove concerning grading the alley which runs behind the bank, also he had gotten permission from property owners to have street lights installed as was requested.

The possibility of placing guardrail along the bend of Lake Street was discussed. Supplies on hand for this task will be checked with Tom Noble.

Officer Sparks reported he will be graduating from the Topeka Police Department Law Enforcement Basic Training Course on July 10, 1981. Police Commissioner Honeyman offered to write Sheriff Ritchie requesting a deputy sheriff commission for Officer Sparks and a note of appreciation for the assistance offered from the Sheriffs Department to both Officer Sparks and the City of Silver Lake.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 10:20 P.M.

Warrene M. Stadler

Warrene M. Stadler,
City Clerk

REGULAR SESSION MONDAY EVENING AUGUST 3, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening August 3, 1981 with Mayor Leonard Lee present and the following Councilmembers present: Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (4) Absent: James Brungardt.

Minutes of the last meeting held July 20, 1981 were 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 the final passage by roll call of the following vote: AYE: Randy Freed, Lila Gaddis, Ray Murdock. MAY: None. ABSTAINED: Walter Honeyman. Ordinance was declared passed and given No. 1150.

Keith Horneberger, Associate Director of St. Francis Hospital, Director of St. Francis Hospital, Sister Anna Marita, Executive Director of Stormont-Vail Hospital, Howard Chase, County Commissioner Dennis Taylor, numerous representatives of Hospital Ambulance Service, Mayor Stadler and councilmembers from Rossville, Mayor McKenzie and councilmembers from Willard, and other citizens from Silver Lake and North West Shawnee County were present at the Council meeting to discuss and voice concern over proposed plans to remove the current ambulance service from Silver Lake. After lengthy deliberation of cost factors versus services, it was pointed out that Silver Lake and North West Shawnee County desires to continue to maintain ambulance service in this area. An advisory board is to be set up in the very near future which is to include persons from this area of Shawnee County.

Ralph Wild attended the meeting in order to discuss what options might exist regarding requirements for a five foot fence around his swimming pool since a four foot fence is already in existence. Mr. Wild was advised that Council did not desire to relax this requirement. A thirty day period was agreed upon in order that this regulation could be met.

A print of the survey conducted to divide the Seeley property between Unified School District #372 and The City of Silver Lake was passed for councils viewing. Attorney Buening advised that title to the property could not be cleared until an inheritance tax matter had been resolved, but hoped that would take place very soon. It was reported that survey stakes have been set on the property and the drive into the field has almost been completed.

Mr. Joe Rudolph advised Council that the drainage tube under the drive of the Bruce Downs property was in need of repairs in order that water can drain through the tube and be carried away. City Clerk was ask to send a letter to Mr. Downs giving them thirty days to make these repairs. If such has not been taken care of in thirty days, the City will make the necessary repairs and it will be assessed to Mr. Downs property tax.

Councilman Honeyman reported that he had received a complaint regarding oil being dumped in the city streets. After brief discussion, it was decided that this act is in violation of City Ordinance #13-203, and Officer Sparks should be requested to visit with the parties involved with this matter.

The financial report was reviewed and accepted by council. Brief review was made of the proposed budget which is ready for publication. Councilman Honeyman moved the proposed budget be accepted. Motion seconded by Councilman Freed and approved.

The police report was passed to Council. Councilman Honeyman advised that due to inquiries received regarding when the police officer is on duty, he will be

REGULAR SESSION August 3, 1981 (Continued)

requesting a tentative time schedule. Also, Police Commissioner Honeyman informed council that he will be advising a procedural change concerning the posting of cash bonds.

Kaw Valley Electric By-Laws were reviewed and the bill for meter repairs discussed. Councilman Freed reported that the Lions Club would prefer to not have the meter installed in the concession stand as had been discussed earlier. Building of a metal cage to enclose the meter box was decided upon. Councilman Freed will be contacting Kaw Valley Electric to see if they will waive this bill since council had not been informed of the existing problem, and action has been taken to remedy the situation.

The fee charged for the City to mow weeds when the property owner refuses to do such was discussed. It was reported that Topeka-Shawnee County Health Department charges \$28.00 per tractor hour, and \$12.00 per hour for hand mowing. Motion was made by Councilman Murdock and seconded by Councilman Honeyman that these rates be accepted by the City of Silver Lake. Motion carried. City Clerk was advised to start billing procedures.

Councilman Freed reported that a siren is available and needs to be installed and used as a City fire whistle and also as a noon whistle. Councilman Honeyman moved that \$200.00 be approved for such installation. Motion seconded by Councilman Murdock and carried.

It was reported that the trees hanging over Lake Street need to be cut back. Tom Noble informed council that he will trim back the trees this fall, and then put up the guardrail type fence.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 9:50 P.M.



Warrene M. Stadler,
City Clerk

REGULAR SESSION MONDAY AUGUST 17, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening August 17, 1981 with Mayor Leonard Lee present and the following Councilmembers present: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman (4) Absent: Ray Murdock.

Minutes of the last meeting held August 3, 1981 were 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 the final passage by roll call of the following vote: AYE: James Brungardt, Lila Gaddis, NAY: None. ABSTAINED: Randy Freed, Walter Honeyman. Ordinance was declared passed and given No. 1151.

Dean Harris with Quality Excavating Inc. of Topeka was in attendance of the council meeting to inquire what requirements must be met in order to build homes on the four pieces of property they own south of City Park which is in the Federal Floodway Fringe District. After brief review of the requirements set forth by the Federal Government, it was determined that Mr. Harris should contact either Mr. Bill Funk with the Kansas Board of Agriculture, or Mr. Steve Kinser with the Federal Flood Program in order to obtain detailed information.

It was reported that Jungman Brothers Drilling will be moving onto the Seeley property on Tuesday August 18, 1981, in order to begin drilling the test water well. City Engineer Jerry Shaul will make immediate application for required permits and will oversee sample testing procedures. Mr. Shaul was ask to draw up spec sheets for the shop/garage building which will house the well, in order that they might be given to local contractors.

Council was advised that the City had received a "Notice of Acceptance" from Kansas Department of Transportation for all maintenance relating to the storm sewer project in front of Tex's Drive In.

After a study of the situation, Engineer Shaul reported that cost justification would be hard to establish on installing more fire hydrants in the north east area of town. He reported that Silver Lake has above normal fire hydrant locations and the installation of new hydrants would not improve the fire insurance rate.

Again the telameter control was discussed for automation of the city water system. Engineer Shaul recommended this system because of the dependability of the method, and because of the number of persons on line between the new well and the water tower, creating pressure differences.

Council was advised of the Craig/Mahana property line difference. At this point the City feels no necessity for involvement in the dispute, however building permits will not be issued until settlement of the matter has been reached.

The hour being 8:00 o'clock P.M. 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 1982. Thereupon, with no objections or questions, the proposed budget for 1982 was adopted by accepting the motion made by Councilman Honeyman to close the hearing and approve the budget. Motion seconded by Councilman Freed and approved by all present.

A Resolution authorizing the execution of a consent agreement for a residential housing

REGULAR SESSION AUGUST 17, 1981 (Continued)

finance program to be implemented by Shawnee County was introduced by Councilmember Gaddis who moved its passage, which motion was seconded by Councilman Brungardt. After a full discussion the Mayor called for a vote on said motion, the vote being as follows: AYES: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman (4). NAYS: None. The Mayor declared the motion duly carried.

Due to the increased work load, Councilman Honeyman made a motion that the City Judges salary be increased from \$50.00 to \$75.00 per court session, that mileage be increased from .10¢ to .20¢ per mile, and the City Attorneys salary likewise be increased from \$50.00 to \$75.00 per court session. Motion seconded by Councilmember Gaddis and placed on final passage by roll call of the following vote: AYE: James Brungardt, Lila Gaddis, Randy Freed, Walter Honeyman (4) NAY: None. Ordinance was declared passed and given No. 1152. City Clerk was instructed to make pay increase retroactive to July 1, 1981.

Mayor Lee informed council that he had received an inquiry requesting grading of city easement in order to control water flow on the property between East Lake and Gemini Streets. Legal counsel advised that the city has no legal protection for draining water onto someone elses property, therefore this matter would have to be resolved by the land owner themselves.

Councilman Murdock entered the meeting at this time.

It was reported that the Rural Fire Department has air conditioning in their radio room, and if a small window was cut between the radio room and the ambulance attendants room, it would help to keep their quarters cool. After discussion, Councilman Freed moved that the window be cut between the two rooms. Motion seconded by Councilman Brungardt and approved.

The delinquent water customer list was passed to council.

Discussion was held as to the ordinances in effect relating to vicious animals, since several councilmembers had received a complaint of such. It was determined that until a request had been received to change the ordinance, the city can not take action in the matter.

A letter received from K.D.O.T. denying the citys request to have the 40 mile per hour speed zone reduced to 30 miles per hour was read to council.

Councilman Brungardt advised that he had been in touch with several persons concerning cutting down the tree in front of the Eldon Shove property. Due to its size, it was determined that Councilman Brungardt should contact a professional tree cutting service to make arrangements to have this tree removed.

Detailed discussion was held relating to claims made by Mr. K. P. Wright against former City Council members and employees of the City. After much consideration was given to possible methods of handling such claim and the end result of such actions, legal counsel was sought and council was advised that economically the City would be at an advantage by making settlement for \$1000.00 rather than paying undeterminable defense costs against such claims. More discussion ensued before Councilman Honeyman moved that the City Attorney be authorized to seek settlement of the alleged invasion of privacy, divulging of personnel files, loss of wages, and all other claims known and unknown against City Council members and others for \$1000.00. Motion seconded by Councilman Freed and approved by all with Councilmember Gaddis abstaining from the vote.

Attorney Stumbo informed council that the closing transaction on the Seeley property should take place soon, and presented bills to be paid for survey and crop expenses.

REGULAR SESSION AUGUST 17, 1981 (Continued)

City Clerk was ask to send a letter to Doug Jackson requesting he comply with Ordinance No. 1001 relating to a fence or wall around his pool within thirty days.

Councilmember Gaddis advised she would like to see inquiry made as to the cost of having the school zone lights synchronized on one timer.

Councilman Brungardt ask for approval to have rock hauled in and spread in the alley behind the bank. Also, Councilman Brungardt ask that signs be installed on Rice Road heading south from the Railroad tracks to advise of a school zone, and a school zone speed limit sign be placed on Lake Street for traffic heading West, and the cross walk sign be moved to the other side of the walkway in front of the East School. Recommendation was made that after all signs are up, a flyer be sent to residents of Silver Lake informing them of the cost of maintaining the signs and asking for their help in keeping signs in place and undamaged.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 10:30 P.M.

Warrene M. Stadler
Warrene M. Stadler,
City Clerk

SPECIAL SESSION MONDAY EVENING AUGUST 24, 1981

The Governing Body of the City of Silver Lake met in Special session at City Hall on Monday evening August 24, 1981, at 7:00 P.M. with Mayor Leonard Lee presiding and the following Councilmembers present: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman and Ray Murdock (5) Absent: None.

The purpose of the meeting was to discuss options available for action against claims made by Mr. K. P. Wright against former City Council members and employees of the City. Attorney Larry Buening advised council that the offer agreed upon by council on August 17, 1981, had been submitted to Mr. Jan Hamilton, K. P. Wrights attorney, and was declared unacceptable. Attorney Buening ask for a secondary proposal and was advised by Mr. Hamilton that he had no authority to make such a proposal. Again discussion and review of alleged claims was held at great length. Councilman Murdock moved that the City choose to defend Wayne Kellner and Don Dain as well as Lila Gaddis and reject Mr. Wrights offer of settlement. Motion seconded by Councilman Brungardt with a vote of AYE: (2) NAY: (2), with councilmember Gaddis abstaining from the vote. After further discussion of economics vs. principle and what could be included in a settlement agreement, Mayor Lee voted in favor of the motion. Motion carried.

Attorney Buening advised that he had the Seeley property ready for final payment at this time. \$17405.73 is the balance due, of which \$1000.00 will be held by Stumbo Law Firm until such time clear title of the property can be given. Payment was given to Attorney Buening, as was approved July 6, 1981. Attorney Buening will contact Union Pacific Railroad concerning leasing the railroad right of way property.

Council gave Attorney Buening authority to check further into the property line dispute between Craigs and Mahanas since claim has been made that in 1919 a "Quiet Title Suit of Action" was supposed to have taken place which moved the property line on Block 7.

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

Warrene M. Stadler

Warrene M. Stadler - City Clerk

REGULAR SESSION TUESDAY EVENING SEPTEMBER 8, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Tuesday evening September 8, 1981 with Mayor Leonard Lee present and the following Councilmembers present: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (5) Absent: None.

Minutes of the last meeting held August 17, 1981 were 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 the final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock. NAY: None. Ordinance was declared passed and given No. 1153.

Mr. Gene Bertles of Continental Telephone was present and informed council that the phone company had made a request for a rate increase with the FCC Board. Council was given a brief accounting of statistics being used to substantiate the request.

Request was made by citizen Gary Roberson for consideration of the parking problem which exists when vehicles are parked on East Lake Street in front of the school during school functions. Councilman Brungardt will visit with school officials to see if they object to placing "No Parking" signs along the north side of Lake Street in order to avoid the congestion problem.

Being required to name a voting delagate and alternate to the Kansas League of Municipalities, motion was made by Councilman Freed and seconded by Councilman Brungardt that Walter Honeyman be named the voting delagate and Lila Gaddis the alternate. Motion approved.

Attorney John Stumbo briefly advised council of action taken years prior and of the current claim regarding the Craig/Mahana property line dispute. At this point the City still feels no need for involvement in the matter.

Mayor Lee informed Council that he had met with the City Engineers concerning the spec sheets for the shop/garage which will house the new water well. Council agreed that when these specifications are completed, Mayor Lee can review them and pass them on to interested contractors for bid, if he feels they meet the city requirements. Installation of a fire hydrant set up at the new well location was discussed briefly and agreed upon.

Council was informed that the Certificate of Deposit at Silver Lake Bank is due September 16, 1981. City Clerk was directed to renew the certificate for six months.

The police report was passed to Council and reviewed. Police Commissioner Honeyman ask for council input of the department and discussion was held concerning coverage currently given to Silver Lake, and areas where a broader coverage is needed. Councilman Honeyman will visit with Officer Sparks regarding areas which need further attention.

Council was advised that there will be a Fire Department Training School in Hutchinson in October and three of the four men attending this course are City Firemen. Shawnee County Fire District No. 1 is asking for financial consideration from the city for the training of these men. Motion was made by Councilman Honeyman and seconded by Councilman Murdock to pay half the expenses of the three City Firemen which will be approximately \$150.00. Motion carried with Councilman Freed abstaining from the vote.

REGULAR SESSION SEPTEMBER 8, 1981 (Continued)

Citizen Joe Rudolph ask the city to buy a drainage tube to be installed under his drive-way on the property located at 101 Madore and he in turn would put the extra dirt into the alley behind the bank and drag it. Council decided to pay Mr. Rudolph \$8.00 to drag the alley, and have him purchase his own drainage tube.

Motion was made by Councilman Freed and seconded by Councilman Murdock to sell four old tires currently being stored, to Tom Noble for \$5.00 each. Motion carried.

Lots needing to be mowed in town were discussed, and City Clerk was ask to send letters to Eldon Roberson and Union Pacific Railroad regarding complaints received on property they own. The city mowers will be changed so that weeds can be mowed along the State Highway Department right-of-way and other areas for safety.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 9:15 P.M.

Warrene M. Stadler

Warrene M. Stadler,
City Clerk

REGULAR SESSION MONDAY EVENING SEPTEMBER 21, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening September 21, 1981 with Mayor Leonard Lee present and the following Councilmembers present: James Brungardt, Lila Gaddis, Walter Honeyman, Ray Murdock (4) Absent: Randy Freed.

Minutes of the last meeting held September 8, 1981 were 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 the final passage by roll call of the following vote: AYE: James Brungardt, Lila Gaddis, Walter Honeyman, Ray Murdock. NAY: None. Ordinance was declared passed and given No. 1154.

A request was made by Virginia McDougal for councils reconsideration of letting local citizens use City Hall for craft classes and other events of community interest, even though personal gain might be involved. After discussion was held regarding user fees, guidelines, rules and regulations, Councilman Honeyman made a motion that the group ready to begin a quilting class be allowed to meet in city hall and work begun immediately to set up guidelines for other interested groups to follow. Motion seconded by Councilman Brungardt and approved. Councilman Murdock and Councilman Brungardt will work on a set of regulations to be brought to council for approval.

Mike Huston was in attendance of the meeting to discuss putting a concrete sealer on the fire department floor. It was recommended he get back in touch with the Fire Chief and Fire Department and have them seek councils approval after they decide what is needed.

Mrs. Penner was present and ask the City to have the easement between East Lake and Gemini Streets graded to change the water flow. Minutes of the August 17, 1981, meeting were reviewed and Mrs. Penner advised that the city has no legal protection for draining water onto someone elses property, therefore it would be up to her to contact the property owners and work out an agreement with them.

Council reviewed the "well house, shop/garage" building plans, and agreed they are ready to be given to local contractors for bid. Bids for the building will be opened October 19, 1981. Councilmember Gaddis was ask to check with the city attorney concerning annexing the property the well is to be located on into the City of Silver Lake. The application for a permit to appropriate water for residential use was signed and will be sent to the state for proper permits. After brief discussion regarding performance and payment bonds, it was decided that a certificate of insurance would be requested of the contractor bidding the project and legal counsel would be sought on the bonds required. Motion was made by Councilman Honeyman and seconded by Councilman Brungardt that the telameter control for automation of the water system be approved at this time. Motion carried. Councilman Murdock moved that City Clerk be instructed to contact City Engineer Jerry Shaul and have him proceed with designs for the swail to be constructed on the east edge of the Seeley property. Motion seconded by Councilmember Gaddis and approved. Fill dirt for the well house construction will be taken from the swail project. Council approved having B. R. Ross do necessary ground work at the well site construction.

A request had been received from Union Pacific Railroad for the City to mow and clear the railroad crossing at the intersection of Railroad and Hoch Road, and bill the railroad for same. Mr. Noble informed council he would remove the four trees blocking the view, however we do not have proper equipment for mowing that property. Council agreed to take out the trees for \$100.00.

REGULAR SESSION SEPTEMBER 21, 1981 (Continued)

The alley between Beaubain and Masche was discussed and it was decided that the holes can be filled with fill dirt when the swail is built on the Seeley property.

The Delinquent Water Customer List was passed to council.

A request for sales tax not billed in 1979 and 1980 was received from United Industries. It was decided that back taxes owed should be paid.

The police department was discussed briefly. Concern was expressed regarding patrolling of residential areas and school zones. Police Commissioner Honeyman will visit with the officer concerning matters discussed.

Councilman Brungardt advised council he had attended a meeting with Kansas Department of Transportation regarding finances for the upcoming year, and they are planning a cutback of projects due to lack of funds.

Tom Noble informed council that Mike Burton is resigning his office as treasurer of the Fire Department, and Bill McDaniel has been named as the new treasurer, therefore the city will need a bond on Mr. McDaniel. A request had been made that Tom Wade be bonded at the same time for a second approved signature. Councilmember Gaddis moved that the city approve the bonding of Bill McDaniel only. Motion seconded by Councilmember Brungardt and carried.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 9:00 P.M.

Warrene M. Stadler

Warrene M. Stadler,
City Clerk

REGULAR SESSION MONDAY EVENING OCTOBER 5, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening October 5, 1981 with Mayor Leonard Lee present and the following Councilmembers present: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (5) Absent: None.

Minutes of the last meeting held September 21, 1981 were 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 the final passage by roll call of the following vote: AYE: James Brungardt, Lila Gaddis, Walter Honeyman, Ray Murdock (4) NAY: None, ABSTAINED: Randy Freed. Ordinance was declared passed and given No. 1155.

Mayor Lee informed Councilmembers that he had been contacted and advised that the water sample from the first test well was testing high in iron content and a second test well was recommended by City Engineer, Jerry Shaul, and test well "B" had been drilled and samples appeared to be satisfactory, but have been sent to the State for analyses and proper permits.

Councilmembers Murdock and Brungardt had prepared a list of recommended guidelines to be followed by persons and groups wishing to use City Hall. Guidelines will be set up and implemented on a trial basis. City Clerk will prepare the list of regulations and give it to each councilmember for study and approval can be given at the next meeting after proper changes have been made.

City Attorney Buening advised Council that an Ordinance passed in February, 1981, to change the fee for plat applications to \$150.00 had been improperly handled and recommended that Ordinance No. 1136 be resented and given to the City Planning Commission for proper recommendation of adoption by resolution. Motion was made by Councilman Brungardt and seconded by Councilman Murdock to resend Ordinance No. 1136. Motion carried. Councilmember Gaddis moved the recommendation for a change in fees for plat application be given to the Planning Commission. Motion seconded by Councilman Brungardt and approved.

The C.D. at Peoples Savings and Loan matures October 7, 1981. Motion was made by Councilmember Gaddis that City Clerk renew the certificate for a period of six months instead of the usual 90 day period. Motion seconded by Councilman Brungardt and carried.

Larry Wadley, and Bruce Harrington, representing Jack Mahana and Anita Lay in the property line disagreement were in attendance of the meeting and brought Council up to date on the situation. Advisement was made that the issue will undoubtedly be settled by the courts.

The Police Report for the month of September was passed to Council for review. The Girl Scouts are wanting to perform an act of service for the community and requested placing a sign at the intersection of Pottawatomie and Rice to draw attention to the overhead flashing stop light. Councilman Honeyman will check sign regulations for the legality of placing a sign in the street. Tom Noble will check with custodian Don Clark to see if he would assume the responsibility of rolling such a sign into the street each school day. If the sign meets requirements and approval, Councilman Freed offered the wheel and tire to mount such a sign on. Councilman Honeyman recommended K.D.O.T. be contacted to find out the cost of having a sign survey conducted in the City of Silver Lake.

REGULAR SESSION OCTOBER 5, 1981 (Continued)

Attorney Buening told Council he will have a report on the status of the claim filed on the Wiant Drainage Area ready for next Council meeting.

Mosquito spraying was discussed briefly and it was decided to check with Shawnee County Health Department early next spring to try and avoid the problem which has prevailed this summer.

City Clerk will contact Mike Deiter and Gilbert Wanklyn to ask for bids on a Snow Removal contract for the winter of 1981-1982.

Annexation of the new City property into the City of Silver Lake was discussed. Attorney Buening is checking into required utility services. Councilmember Gaddis moved that Attorney Buening prepare necessary annexation form to be brought before the council October 19, 1981, for approval. Motion seconded by Councilman Honeyman and approved.

City Clerk was ask to notify those persons bidding on the construction of the shop/garage well house, that bids will not be called for until November 2, 1981, due to the moving of the well site and delay in time.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 8:35 P.M.

Warrene M. Stadler

Warrene M. Stadler,
City Clerk

REGULAR SESSION MONDAY EVENING OCTOBER 19, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening October 19, 1981 with Mayor Leonard Lee present and the following Councilmembers present: James Brungardt, Randy Freed, Walter Honeyman, Ray Murdock (4) Absent: Lila Gaddis.

Minutes of the last meeting held October 5, 1981 were 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 the final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Walter Honeyman, Ray Murdock (4) NAY: None. Ordinance was declared passed and given No. 1156.

Bids from persons interested in the Snow Removal Contract for the winter of 1981-1982 were called for. The only bid submitted was from Mike Deiter in the amount of \$33.00 per hour per machine. Motion was made by Councilman Brungardt and seconded by Councilman Freed that the bid be accepted. Motion carried.

Mayor Lee ask for Councils approval to fill the vacancy on the Zoning Board of Appeals, created by James Brungardt becoming a member of the Council, with the appointment of Mrs. Gerald Mason, and filling the vacancy on the Planning Commission created by the resignation of Jon Rueck, with the appointment of Jack Hawkins. Councilman Brungardt moved the appointments be accepted, motion seconded by Councilman Murdock and passed.

Council reviewed the guidelines for use of City Hall. Recommendation was made that a \$10.00 cash deposit be required on the key to City Hall, refundable upon return of the key. Councilman Freed moved the guidelines be accepted with the addition of this request for deposit. Councilman Murdock seconded the motion which met with approval.

Discussion was held regarding the fee to be charged to the group currently meeting in City Hall for a quilting class. Recommendation was made that this group be notified they will be charged \$5.00 per meeting from this date on, the same as all other groups coming in to use City Hall, which recognize a profit.

Mr. Siverson with Associated Engineers was present at the Council meeting and reported the iron count in Test Well "B" is down from 2.5 to .79. With this in mind it was felt certain that all tests would meet with the States approval for drilling of the new water well.

Councilmember Gaddis entered the meeting at this time.

Mr. and Mrs. Harvey Ludwick, Mr. and Mrs. Wayne Doebele, and Mr. and Mrs. Randy Smith were all present at the council meeting to voice concern and fear they feel regarding a neighbors Doberman Pinscher. City Attorney Buening reviewed city ordinances currently in effect. It was his advise that with this formal notification, the City Police Officer should be ask to investigate the situation and make a determination of viciousness of the dog. The officer will be sent to the area of the problem on October 22, 1981.

Mr. Charles Immenschuh entered the meeting to make inquiry relating to water drainage from the south end of Skylab Court out into the field he is farming. Legal counsel was sought and Mr. Immenschuh was advised by the Attorney that further investigation of the matter will be necessary due to water flow crossing from city to county. Mr. Immenschuh will be contacted when a recommended solution has been reached.

REGULAR SESSION OCTOBER 19, 1981 (Continued)

At councils request, Attorney Buening had prepared an ordinance to annex into the City the land the city purchased from the Seeley Estate. Motion was made by Councilmember Gaddis and seconded by Councilman Honeyman said ordinance be accepted and it was then placed on the final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (5) NAY: None. Ordinance was declared passed and given No. 1157. Council requested Attorney Buening contact U.S.D. No. 372 regarding getting the school property annexed into the City of Silver Lake also.

Council was informed that there is a new church starting in Silver Lake, and after brief discussion Councilman Honeyman moved that water and sewer service be provided to this Church without charge, the same as is being done with the two established Churches. Motion seconded by Councilmember Gaddis and approved.

The delinquent water customer list was passed to council.

Discussion was held concerning selling the dog trailer which is being stored in the Fire Department. Council decided they would accept \$235.00 for the trailer and not invest funds into advertising.

Due to problems with the drop box clogging up, Mayor Lee ask for councils approval to cut the current slot off near the outside wall, and have a box installed between walls, with a door entry into the City Clerks office. Council approved.

Councilman Freed informed Council that Shawnee County Fire District No. 1 had made a request that they stand all expenses of firemen attending the training school. Mayor Lee ask Councilman Freed to obtain a list from the Fire Chief of needed equipment, priority and cost of such. Sealer for the Fire Department floor was again discussed and Councilmember Gaddis moved that Councilman Freed be given authority to spend up to \$300.00 for such sealer. Motion seconded by Councilman Murdock and carried.

Councilman Honeyman advised that formal request has been made with K.D.O.T. for a sign survey, which will be done at no cost to the City. Signs currently in question will not be changed until such survey is complete.

Councilman Murdock reported that water is standing in the ditch which runs along the West side of the park, even though there has not been rain for several days. Also, dirt needs to be hauled in and placed under the swings and slide. Councilman Murdock will contact Tom Noble regarding getting the ditch cleaned out and dirt hauled underneath the playground equipment. A post on the chain link fence has been damaged and needs to be replaced. Councilman Murdock will contact the Lions Club to see what arrangements can be made to get the post replaced.

City Clerk was ask to notify Kaw Valley Electric that the safety cage built to protect their meter at the park had been ready for installation since approved by Council August 3, and we are waiting for one of their men to disconnect the meter for installation.

City Clerk ask for and received permission to close City Hall during the week between Christmas and New Years. Also, stationery needs to be ordered and approval was given to include address and phone number on it, and possibly the city seal.

Attorney Buening sought councils preference as to the complexity of the contract drawn up to be signed by the person awarded the contract for the well house construction. Council expressed a desire to maintain simplicity.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 9:20 P.M.

Warrene M. Stadler

Warrene M. Stadler, City Clerk

REGULAR SESSION MONDAY EVENING NOVEMBER 2, 1981

The Governing Body of the City of Silver Lake met in regular session at the City Hall on Monday evening November 2, 1981, with Mayor Leonard Lee present and the following Councilmembers present: Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (4) Absent: James Brungardt.

Minutes of the last meeting held October 19, 1981 were 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 the final passage by roll call of the following vote: AYE: Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (4) NAY: None. Ordinance was declared passed and given No. 1158.

Bids for construction of the well house project were received and opened. Bid of \$15437.00 was submitted by Ron Lilley with Legacy Builders, and a bid was received from Richard Moeckel with Hilltop Construction in the amount of \$14890.00. Motion was made by Councilman Freed to accept the lower bid from Hilltop Construction and the Mayor be authorized to sign the construction contract subject to changes being made by the City Attorney regarding "time for construction" i.e. commencement and completion, as per discussion held. Motion seconded by Councilman Murdock and approved.

Judy Berry with Shawnee County Parks and Recreation came before council to seek approval to reserve City Hall for activities they have planned for the community from January into May. Councilman Honeyman moved that the City sponsor Shawnee Parks and Recreation and allow requested dates and times for classes and activities planned in "Family Films, Hypothermia Clinic, Home Insulation and Safety, Dough Arts, Tole Painting and Silk Flowers, Tax Preparation, Facts of Life, Ballet and Tap Dance, and an Easter Egg Hunt at City Park!" Motion seconded by Councilman Freed and carried.

Discussion was held concerning drilling of the new water well. City Engineer Jerry Shaul advised that the swail drainage project should be staked for construction on November 3, 1981, and as soon as weather permits, Bernard Ross can be instructed to begin moving that dirt, using what is necessary for the well construction site. Discussion was held concerning getting bids for the electrical service at the new well house. Engineer Shaul will prepare necessary specification sheets for bid purposes, and they will be given to Gerald Mason and Wayne Doebele for consideration of bid, which will be let at the November 16, 1981 meeting.

After discussion was held regarding application for appropriation of water and the abandonment of the old well site, motion to abandon City Well No. 3 (on the West edge of Silver Lake) was made by Councilman Murdock and seconded by Councilman Honeyman. Motion carried. Further discussion developed relating to the abandonment of well site No. 3, and it was decided it would be financially advantageous to the City of Silver Lake to sell said well to the property owner for \$1.00 and avoid expenses of keeping the site mowed, capping of the well, and other expenditures of upkeep. Motion was made by Councilman Honeyman and seconded by Councilman Murdock to sell the well for \$1.00 and Attorney Buening be instructed to draw up a "Quick Claim Deed" for such sale. Motion carried.

City Accountant Gerry Carlson was in attendance of the meeting and reviewed at length the 1980 audit report. Councilmember Gaddis made a motion recommending the audit be accepted as presented. Motion was seconded by Councilman Honeyman and met with approval. Mr. Carlson will send the report for final printing, send copies to the City and will send the final draft to the State Department of Administration, as is required.

The financial report was passed to Council for review.

Council was advised that the City share of the corn crop (486.03 bushels) harvested off the Seeley property is currently in storage. Councilman Freed reported that after checking with Hook Brothers, concerning damage to corn for test well drilling, the City was advised there would be no charge as the damage was minimal. Motion was made by Councilmember Gaddis and seconded by Councilman Murdock that Councilman Freed contact Hook Brothers and inform them the City wishes to sell their share of the corn crop at this time. Motion carried. After brief discussion was held concerning renting of the farm land for 1982, Councilman Honeyman moved that farming of the land be left with Hook Brothers, and U.S.D. No. 372 be advised of this decision before their next board meeting. Second to the motion was made by Councilman Murdock and met with approval.

The problem of numerous vehicles being parked in the City parking lot was discussed briefly. City Clerk was instructed to send a letter advising of the heavy scheduling which is taking place at City Hall now and ask that this parking area be kept clear for these activities.

The monthly police report was passed to council. Officer Sparks reported that an agreement had been reached for restitution of property regarding window breakage at the High School, also persons involved in a complaint against a neighbors Doberman Pinscher were given the opportunity to file a formal complaint but did not do so. The hour for closing city bars was discussed briefly and it was found the City does not have an ordinance regulating closing time. Attorney Buening was ask to draft an ordinance relating to closing hours in accordance with the City of Topeka and have it ready for Councils consideration at the next meeting. Officer Sparks advised that he has picked up bikes and other items of value, but no one has called to make claim on such, or to report such items missing. The school will be contacted and ask to post notice of such items being found. If results are not received from these notices at school, a notice will be prepared and distributed throughout Silver Lake in hopes that owners might be able to claim their belongings.

Consideration was given to the need for the City to have its own copy machine. Councilman Honeyman will check prices of machines applicable for city use.

Councilman Freed informed Council of tools, etc. that have been reported missing from the fire department recently, and methods of prevention were discussed. Report will be made to the police department of items missing from this point on. A list of needed fire department supplies was given to council. Recommendation was made that this list be held until the first meeting in December in order that 1981 expenditures would be determined.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 10:35 P.M.


Warrene M. Stadler,
City Clerk

REGULAR SESSION MONDAY EVENING NOVEMBER 16, 1981

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening November 16, 1981, with Mayor Leonard Lee present and the following Councilmembers present: James Brungardt, Lila Gaddis, Walter Honeyman, Ray Murdock (4) Absent: Randy Freed.

Minutes of the last meeting held November 2, 1981 were 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 the final passage by roll call of the following vote: AYE: James Brungardt, Lila Gaddis, Walter Honeyman, Ray Murdock (4) NAY: None. Ordinance was declared passed and given No. 1159.

Bids for electrical construction on the well house project were received and opened. The only bid submitted for the project was from Gerald Mason in the amount of \$5250.00. Recommendation was made that the bid be rejected and Mr. Mason hired to do the electrical work. Councilman Brungardt moved Mr. Mason be contacted regarding this proposal and if it does not meet with Mr. Masons approval, the original bid be accepted. Motion seconded by Councilman Murdock and approved.

Mr. Gerald McClure and Mr. Charles Brown representing U.S.D. No. 372, were in attendance of the meeting with regards to annexation of the new school property into the City of Silver Lake. Questions of taxes levied on property improvements, provisions for utility services, traffic control on streets not within the city and exempting the property from the tax rolls were discussed.

Councilman Freed entered the meeting at this time.

Council was advised that the request made by the City for sales tax exemption on the well house project was denied as sale of water is specifically taxable under the Retailers Sales Tax Act. Attorney Buening ask to be allowed to check into this further with Roy Haines with the Kansas Sales and Excise Tax Bureau.

Exemption of the Seeley property from the tax rolls was discussed briefly and found to be non applicable as long as said property is being farmed. Council decided against seeking partial exemption for the area occupied by the water well house, due to the expense of getting legal description etc. for the small area that could meet exemption requirements vs. the savings such exemption would make. Discussion of future use of the property was tabled until next meeting to allow time for consideration.

Mayor Lee advised that he had received a request from the Lions Club for financial consideration towards helping provide candy to be given out by Santa at Christmas time. Motion was made by Councilman Murdock and seconded by Councilman Freed that \$50.00 be given towards this project and City Clerk be authorized to issue the check upon demand. Motion carried.

The fact that a citizens complaint had been filed with the City of Silver Lake was brought to the attention of the council. Attorney Buening gave a brief summary of the procedural action to be followed. The complaint and affidavit will be given to the City Attorney for review and advisement after it has been signed.

The delinquent water customer list was passed to the council.

Walter Honeyman received notification from Shawnee County Commissioner Velma Paris that he had been selected to serve on the newly formed ambulance board.

REGULAR SESSION NOVEMBER 16, 1981 (Continued)

Tom Noble reported that the new well is now dug, dirt is being moved from the swail area to the well site, and construction on the well house will begin within a few days. A bid of \$275.00 for a furnace to heat the facility had been received from Don Bell.

Discussion was held concerning the number of storage sheds, and small building projects which are being constructed throughout the City without a building permit. City Clerk will be given a list of such structures, and a letter will be sent to the individual advising them of the ordinance violation and they will be given fifteen days to comply with said zoning regulations.

Councilman Freed recommended the City purchase a wall clock for the meeting room. Councilman Honeyman informed council that he had checked on prices of copy machines, and four units had been placed for trial purposes. Motion was made by Councilman Honeyman that the City purchase the Cannon 200 copier, and the clerk be instructed to purchase a clock. Motion seconded by Councilmember Gaddis and carried. Discussion was held regarding outside use of the machine and it was decided that since there is a business in town to provide this service, the city would not extend services beyond city needs.

Councilman Brungardt informed council that Girl Scout Troop No. 78 had cleaned the streets of Silver Lake. Councilman Freed moved the Scouts be paid \$100.00 for the job they had done and a note of appreciation be included with the payment.

Officer Sparks reported he had been issuing warnings to individuals who are burning without permits. He also advised council that he had been approached by a gentleman who is interested in becoming a reserve officer for the City of Silver Lake.

At Councils request, Attorney Buening prepared an ordinance regulating the consumption of cereal malt beverages in licensed places of business during times that sale of such beverage is prohibited. Motion was made by Councilman Freed and seconded by Councilman Murdock said ordinance be accepted and it was then placed on final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (5) NAY: None. Ordinance was declared passed and given No. 1160.

There being no further business to come before the Council at the present time by motion duly made and carried the meeting adjourned at 9:00 P.M.



Warrene M. Stadler,
City Clerk

REGULAR SESSION MONDAY EVENING DECEMBER 7, 1981

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening December 7, 1981, with Mayor Leonard Lee present and the following Councilmembers present: James Brungardt, Randy Freed, Walter Honeyman, Ray Murdock, (4) Absent: Lila Gaddis.

Minutes of the last meeting held November 16, 1981 were 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 the final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Walter Honeyman, Ray Murdock (4) NAY: None. Ordinance was declared passed and given No. 1161.

Richard Bush, representing Shawnee County Parks and Recreation, was present at the meeting to request use of City Hall on December 28, 29, 30 and 31 from 9:00 - 12:00 A.M. for a "Winter Play Days" program for six to twelve year olds. Motion was made by Councilman Honeyman and seconded by Councilman Brungardt that the request be granted. Motion carried.

Councilman Freed, representing Donald Francis made request for City Park on June 5, 1982, for a wedding dance. Motion to accept the request was made by Councilman Murdock, seconded by Councilman Brungardt and approved with Councilman Freed abstaining from the vote.

Mayor Lee informed Council that he had received a request from Rural Water District No. 10 for the use of City Hall on January 21, 1981 for their annual board meeting. Councilman Honeyman moved the request be approved, motion seconded by Councilman Murdock and passed.

Phil Mayhew, president of Bloom's Ambulance Service Inc., Holton, Kansas, was in attendance of the meeting in order to advise council of a proposed ambulance service program he is in the process of trying to implement into the Shawnee County area. If Silver Lake should be left without an ambulance station in the near future, Mr. Mayhew would be interested in locating a unit here. If Silver Lake feels they are interested in such a program, a letter of intent is needed by Mr. Mayhew to show interest and support. The proposed program, if such would be the desire of the local area, would receive partial funding from a membership subscription. Further discussion was tabled until after a meeting of the Ambulance Advisors Board.

The list of needed fire equipment submitted by Fire Chief Tom Wade several weeks ago was taken into consideration. Councilman Honeyman moved that the purchase of such equipment be approved. Motion seconded by Councilman Freed and carried. Request was made that the 4th Monday of each month be reserved for the City Fire Department meetings. Lengthy discussion followed concerning the two fire departments which operate out of City Hall. Relationship, cooperation, and support were all taken into consideration. Interest in a merger of the two departments was shown and further discussed. Legal counsel advised that there would be three options to consider if merging the departments is the desire of all interested parties. Setting up a fire district would be one of the options, however the most feasible seems to be to authorize a merger of the township and city department which according to Statute No. KSA 80-1501, the municipality maintains control, or to enter into a contract agreement with the township department for the City to furnish fire fighting service into the township, according to Statute No. KSA 80-1502. Councilman Brungardt moved that Mayor Lee be instructed to visit with the departments and find out if there is interest in such a merger. Motion seconded by Councilman Freed and carried.

REGULAR SESSION DECEMBER 7, 1981, (Continued)

Mayor Lee briefly informed council of the Planning Commission meeting held December 3, 1981, which they will be expected to act upon at the December 21, 1981 meeting.

The police department report was passed to council. The possibility of considering a reserve officer was again brought up for council consideration. Recommendation was made that the gentleman being considered obtain his commission, work special events in the Silver Lake community ie: dances at the Park, etc. and be observed before any type decision be made concerning hiring a reserve officer. Officer Sparks made a request for a couple long sleeve shirts for the winter months. Councilman Honeyman moved and Councilman Murdock seconded the motion that the purchase be approved. Motion carried.

Attorney Buening advised council that he has a complaint on file and before taking any action feels the necessity of knowing the complainant has sufficient cause to file said complaint. Council advised Attorney Buening to send a letter to the complainant, making certain he is advised of all necessary information needed before such a case can be prosecuted.

Jim Pace and Larry Norman from St. Marys, Kansas, came before the Council to advise them that they are interested in locating a used car lot in Silver Lake, on the lot just south of Wehners IGA. In order for this to be done, the property involved would have to be rezoned from a C-1 "Neighborhood Shopping District" to a C-2 "Central Business District". Proposed plan calls for a 10x14 office building, gravel lot with up to approximately 25 vehicles. Mr. Pace was advised that before council can make any decision or comments regarding the matter, a public hearing would have to be held with the Planning Commission, and their recommendation then taken into consideration. Councilman Honeyman agreed to contact property owners within approximately 200 feet of the lot in question and get the general feelings of those persons before application for rezoning be filed.

City Clerk was ask to send a letter to Mrs. Cecil Biswell advising that it is the intention of the City to haul fill dirt into the alley behind her, as the dirt is being taken from the swail under construction.

Brief discussion relating to future plans for the newly aquired City property was held. City Clerk will contact Prof. Lony Barnes, Dept. of Landscape and Architecture, Kansas State University, to find out what assistance is available for drafting plans which can be taken into consideration.

A letter of proposal was passed to council from Braunsdorf, Carlson, Clinkinbeard and Demoret, regarding the examination of the financial statements of the City of Silver Lake, and preparation of the 1983 budget. Two proposals were submitted, one for full examination of all accounts, and one for examination of only those accounts which the State requires to be examined. Motion was made by Councilman Honeyman and seconded by Councilman Brungardt that the proposal calling for preparation of the '83 budget, and full examination of all accounts for the amount of \$3085.00 be approved. Motion carried.

Attorney Buening advised that according to the State Statutes it is no longer necessary to collect Sales Tax on water sold for residential use only. After discussion, Councilman Brungardt moved that sales tax be deleted from water sales being used for this purpose only. Motion seconded by Councilman Honeyman and carried.

Brief discussion was held relating to the police officer working around scheduled school activities. A schedule will be given to the officer and his time planned with this schedule in mind.

REGULAR SESSION DECEMBER 7, 1981, (Continued)

Councilman Freed informed Council that John Nitsch had advised him that there are tree limbs which need to be cut down as they are tearing up mirrors etc. on his trucks. Councilman Brungardt will contact Mr. Nitsch and find out the location of the trees needing attention and action will be taken to have them trimmed or cut as needed. Also, the large tree in front of the water tower needs to be removed, and with councils approval, the fire department will remove said tree. Council approved.

There being no further business to come before the council at the present time by motion duly made and carried the meeting adjourned at 10:10 P.M.



Warrene M. Stadler,
City Clerk

REGULAR SESSION MONDAY EVENING DECEMBER 21, 1981

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening December 21, 1981, with Mayor Leonard Lee present and the following Councilmembers present: Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (4) Absent: James Brungardt.

Minutes of the last meeting held December 7, 1981 were approved.

Claim voucher was submitted to the Council for the appropriation. A Motion was made by Councilmember Gaddis to approve four additional warrants in the amount of \$50.00 each, made payable to the four City employees as a Christmas Bonus. Motion seconded by Councilman Honeyman and approved. 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 the final passage by roll call of the following vote: AYE: Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (4) NAY: None. Ordinance was declared passed and given No. 1162.

Application for license to retail cereal malt beverages along with the proper fees for such license was presented to council from: Eleanor Milner of Sam's Tavern, Joy Blankenship of The Corner, and Greg Wehner of Wehners Inc. Motion was made by Councilman Honeyman and seconded by Councilman Freed that said applications be approved. Motion carried. City Clerk was directed to issue licenses for the period January 1, 1982 through December 31, 1982.

Don Dain presented a proposed plan to council for the construction of a "Casseys Convenience Store, Doughnut Shop and Self Service Gas Station" at the location of U.S. Highway 24 and Sage Road. Mr. Dain took an application to be filled out and filed with the City Clerk for making request for rezoning the property from R-2 "Two Family Dwelling" to C-1 "Neighborhood Shopping District". When application has been filed, a Public hearing for such request will be arranged with the Planning Commission.

Councilman Brungardt entered the meeting.

Mayor Lee brought Council up to date on the construction project at well site No. 5. Request was made that a change in design be made which would allow the whole building to be boxed in with ply-wood for an approximate \$300.00 increase in expenditures. Councilman Murdock moved such request be approved, Councilman Freed seconded the motion which carried.

Brief discussion was held relating to plat application filing fees. Mayor Lee informed Council that the City Planning Commission had met and made recommendation that an ordinance be adopted calling for a one time plat application fee of \$150.00 plus \$1.00 per lot. Motion was made by Councilmember Gaddis that a Resolution be adopted accepting the recommendation made by the Planning Commission. Motion seconded by Councilman Brungardt and carried.

City Clerk received a consent to annexation from U.S.D. No. 372 regarding the newly purchased Seeley property. Motion was made by Councilman Freed and seconded by Councilman Honeyman to annex the remaining Seeley property, and U.S.D. No. 372 property into the City of Silver Lake. Motion was placed on final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (5). NAY: None. Ordinance was declared passed and given No. 1163.

Motion was made and seconded that authorization be given for preparation of new City boundry lines as a result of property annexed into the City of Silver Lake in 1981. Motion was placed on final passage by roll call of the following vote: AYE: James Brungardt, Randy Freed, Lila Gaddis, Walter Honeyman, Ray Murdock (5). NAY: None. Ordinance was declared passed and given No. 1164.

Councilman Brungardt advised council that he had contacted John Nitsch regarding trees that need to be trimmed or cut and Mr. Nitsch will compile a list and give it to the City for attention.

Several emergency technicians were in attendance of the meeting to discuss the proposed merger of the two ambulance services and the effect it would have on Silver Lake and the surrounding area. Also council and citizens of the area were urged to attend the public hearing at the Topeka City Chambers on Tuesday evening December 22, 1981.

Lengthy discussion was held concerning the two fire departments. Mayor Lee advised council he had met with Shawnee County Fire District No. 1, and due to the complexity of the set-up, contracts and control through Shawnee County, it was decided to leave the Fire District as a seperate entity at this time. Further discussion was held relating to cooperation and leadership in the city department. It was suggested that perhaps the department is looking to the council for guidance. Recommendation was made that a questionnaire be prepared and given to the department in order that the departments feelings and suggestions might be taken into consideration. Legal counsel will be sought before a questionnaire is prepared or any further action taken.

Councilmen advised that complaints had been received regarding location of the flashing light at the grade school cross-walk. There seems to be a question as to whether the light pertains to the intersection or to the cross-walk only. City Clerk will have Officer Sparks review the location and will then contact K.D.O.T. Safety Engineer for any ideas they might have to offer concerning this situation.

There being no further business to come before the council at the present time by motion duly made and carried the meeting adjourned at 9:50 P.M.



Warrene M. Stadler,
City Clerk