

File

CITY OF SILVER LAKE COUNCIL MEETING

CITY HALL

December 4, 2023

5:30 P.M.

ORDER OF BUSINESS MEETING

Pledge of Allegiance

Public Comments

Minutes

Financial Report

Appropriation Ordinance

Business Items:

1. Cereal Malt Beverage Annual Licensing
2. Sales Tax Resolution
3. USD #372 Land Swap
4. Monthly Police Report
5. Monthly Public Works Report

\*\*\*\*PLEASE NOTE: This agenda is subject to additions or changes as may be necessary.

**DRAFT**  
**City of Silver Lake**  
**Regular Session Minutes**  
**Monday, November 20, 2023**

The Governing Body of the City of Silver Lake met in regular session at City Hall on Monday evening November 20, 2023, with Mayor Mack Smith conducting the meeting and the following Councilmembers present: Brad Bryant, Jake Fisher, Steve Pegram, and Heath Robinson (4). Absent: Larry Ross (1). Also present were Public Works Assistant Brad Kirk, Police Chief Marc McCune, City Clerk Liz Steckel, and Assistant Clerk Marie Beam.

A motion was made by Councilmember Pegram to approve the regular meeting minutes of the November 6, 2023 meeting. The motion was seconded by Councilmember Bryant and carried.

Claim vouchers in the amount of 12791.40 dollars were submitted to the Council for appropriation. An Ordinance entitled "An Ordinance Appropriating Money to Pay Certain Claims" was introduced. A motion was made by Councilmember Robinson and seconded by Councilmember Pegram that said Ordinance be accepted as read and was then placed on final passage by a roll call vote: AYE: Brad Bryant, Jake Fisher, Steve Pegram, and Heath Robinson (4). NAY: None. With no further discussion the Ordinance was declared passed and was given No. 2587.

The Silver Lake After Prom Fundraising Chair sent a letter to Council requesting donations. Councilmember Robinson made a motion that was seconded by Councilmember Fisher to donate 500 dollars. The motion passed with all ayes.

Councilmember Fisher pointed out that the one percent sales tax, officially certified today following the election, has been successfully passed. In light of this development, Councilmember Fisher made a motion for the City to abstain from increasing water and sewer rates for the year 2024. Councilmember Pegram suggested having KRWA repeat the water and sewer rate study in another year. The motion was seconded by Councilmember Bryant and carried.

City Attorney Luckman updated the Council on discussions about trading in the backhoe for a 2024 UTV, mentioning that Tim Pralle from Heritage Tractor assured him the UTV order wouldn't be placed until 30-60 days after Council approval. Public Works Assistant Kirk informed Council of a buyer for the backhoe. Luckman clarified that the City's obligation is contingent on John Deere accepting the order, and until then, the City can withdraw it. In summary, the City may not have a buyer for the backhoe in six weeks, and the City retains the flexibility to withdraw the UTV order as John Deere has not accepted it.

Councilmember Pegram motioned to proceed with the transaction, trading in the backhoe for 12,000 dollars and ordering the 2023 John Deere Gator at a cost of 22,069.20 dollars after the trade-in.

Councilmember Robinson made a motion to approve a Salary Ordinance for the Public Works Assistant. The motion was seconded by Councilmember Fisher and was then placed on final passage by a roll call of the following vote: AYE: Brad Bryant, Jake Fisher, Steve Pegram, and Heath Robinson (4). NAY: None. With no further discussion, the Ordinance was declared passed and was given No. 2588.

Councilmember Robinson made a motion to approve a Salary Ordinance for City employees effective January 1, 2024. The motion was seconded by Councilmember Pegram and was then placed on final passage by a roll call of the following vote: AYE: Brad Bryant, Jake Fisher, Steve Pegram, and Heath Robinson (4). NAY: None. With no further discussion, the Ordinance was declared passed and was given No. 2589.

City Attorney Luckman reviewed the land swap proposal, collaborating with USD #372 attorneys to make necessary changes. The South-North drive stays with the school. He'll present the final draft of land swap proposal and update Council on the current Hook Farm agreement at the next Council meeting.

Public Works Assistant Brad Kirk informed the Council that the Public Works team replaced the fire hydrant on the West side of town without any need for a City shutdown. Kirk also mentioned that Bahm Demolition generously donated a dumpster to facilitate a cleanup project at the City shop.

A motion was made by Councilmember Pegram to approve a temporary road closure request for the City's Annual Tree Lighting Celebration, for December 2, from 2PM to 6:30PM. Beaubien will be closed from Highway-24 to the Post Office Parking Lot. The motion was seconded by Councilmember Fisher and carried.

City Attorney Luckman informed the Council that his rates would be increasing to 200.00 dollars per hour from 175.00 dollars per hour, effective January 1, 2024.

Councilmember Robinson, drawing from his experience as the City's street commissioner, advised the Council. He emphasized the importance of early identification of street projects to secure a spot on the list ahead of other towns. Robinson recommended completing entire streets rather than stopping halfway to avoid the need for future returns. He urged consideration of using higher-quality asphalt, citing issues with cracking in a recent street project. Robinson highlighted that asphalt quality is specified in bids and impacts longevity. Public Works Assistant Kirk added that digging deeper and using thicker materials could enhance road durability. Councilmember Robinson suggested considering Rice Road for the next street project.



**City of Silver Lake  
Record of Ordinance #2590  
December 4, 2023**

An Ordinance making appropriation for the payment of certain claims. Be it ordained by the Governing Body to the City of Silver Lake, Kansas. That in order to pay the claims hereinafter stated which have been properly audited and approved, there is hereby appropriated out of the respective funds in the City Treasury the sum required for each claim.

Type	Name	Memo	Amount
<b>General Operating</b>			
<b>General Fund</b>			
8664	GEN Unifirst	Mats	-585.24
EFT	GEN Cash	Carriage Rides paid for by Eastern Star/Mason Donation	-500.00
8665	GEN Silver Lake After Prom	Council Approved After-Prom Donation	-500.00
8663	GEN Stumbo Hanson LLP	Legal Services	-706.92
EFT	GEN Card Service Center	KTAG	-12.02
EFT	GEN Card Service Center	Supplies	-43.64
EFT	GEN Card Service Center	Mileage	-168.62
EFT	GEN Card Service Center	Computer Supplies	-171.45
EFT	GEN Card Service Center	Monthly Quickbooks Fee	-108.00
EFT	GEN Shawnee County Solid Waste Department	Dumpster Service	-93.00
<b>Total General Fund</b>			<b>-2,888.89</b>
<b>Law Enforcement</b>			
8658	LAW Kansas State Treasurer	Court Fees November 2023	-70.50
EFT	LAW Kansas Gas Service	Gas Service	-112.28
EFT	LAW Casey's Business Mastercard	Fuel	-229.50
EFT	LAW Card Service Center	Fuel	-101.94
EFT	LAW Card Service Center	Car Washes & Flat Repair	-73.33
EFT	LAW Card Service Center	Supplies	-113.40
EFT	LAW Card Service Center	Office Supplies	-42.29
EFT	LAW Card Service Center	Uniform	-45.87
EFT	LAW Card Service Center	Fraud Charge to be reimbursed to the City	-205.30
<b>Total Law Enforcement</b>			<b>-994.41</b>
<b>Park</b>			
EFT	PRK Card Service Center	Tennis Court Net	-169.99
<b>Total Park</b>			<b>-169.99</b>
<b>Total General Fund</b>			<b>-4,053.29</b>
<b>Waterworks Fund</b>			
EFT	WW Brad Kirk	Cell Phone Reimbursement	-41.34
8659	WW Menards	Supplies	-386.04
8657	WW Kansas One-Call System, Inc.	Locates	-12.00
8656	WW Gary Taylor	November 2023 Water Operator Contract	-774.21
8655	WW Fullerton Automotive, LLC	Flatbed Oil Change, Rotate Tires, Maintenance	-506.45
EFT	WW Kansas Gas Service	Gas Service	-386.29
EFT	WW Casey's Business Mastercard	Fuel	-450.31
8660	WW Roberson Lumber Company, Inc.	Lumber and Staples	-54.58
8661	WW Rossville Auto Supply	Auto Supplies	-81.95
EFT	WW Card Service Center	Postage	-8.56
EFT	WW Card Service Center	Water Supplies	-1,034.67
EFT	WW Card Service Center	Iphone Data	-0.99
EFT	WW Card Service Center	Tools	-93.96
EFT	WW Card Service Center	Supplies	-131.00
<b>Total Waterworks Fund</b>			<b>-3,962.35</b>
<b>Dare Fund</b>			
617	DARE Silver Lake After Prom	Chief McCune approved Police Department After-Prom Donation	-200.00
EFT	DARE Card Service Center	Supplies	-29.42
<b>Total Dare Fund</b>			<b>-229.42</b>
<b>TOTAL</b>			<b>-8,245.06</b>

That this Ordinance shall take effect and be in force from and after its passage.

Passed this 4th day of December, 2023

Signed or Approved this 4th day of December, 2023

Attest:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

# CORPORATE APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVERAGES

(This form has been prepared by the Attorney General's Office)

City or  County of \_\_\_\_\_

**SILVER LAKE**

SECTION 1 – LICENSE TYPE			
Check One: <input type="checkbox"/> New License <input checked="" type="checkbox"/> Renew License <input type="checkbox"/> Special Event Permit			
Check One: <input type="checkbox"/> License to sell cereal malt beverages for consumption on the premises. <input checked="" type="checkbox"/> License to sell cereal malt beverages in original and unopened containers and not for consumption on the licensed premises.			
SECTION 2 – APPLICANT INFORMATION			
Kansas Sales Tax Registration Number (required):		004-201025921F-01	
I have registered as an Alcohol Dealer with the TTB. <input checked="" type="checkbox"/> Yes (required for new application)			
Name of Corporation CASEY'S RETAIL COMPANY	FEIN 20-1025921		
Corporation Street Address ONE SE CONVENIENCE BLVD	Corporation City ANKENY	State IA	Zip Code 50021
Date of Incorporation 04/14/04	Articles of Incorporation are on file with the Secretary of State.		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Resident Agent Name CT CORPORATION SYSTEM	Phone No. 866-331-2303		
Residence Street Address 112 SW 7TH ST, STE 3C	City TOPEKA	State KS	Zip Code 66603
SECTION 3 – LICENSED PREMISE			
Licensed Premise (Business Location or Location of Special Event)		Mailing Address (If different from business address)	
DBA Name CASEY'S #1196	Name CASEY'S RETAIL COMPANY, ATTN: BECKY PETERSON		
Business Location Address 424 CHESTNUT ST	Address 1 CONVENIENCE BLVD		
City SILVER LAKE, KS 66539	State KS	City ANKENY, IA 50021	State IA
Email Address(s) Please separate values with a comma. BECKY.PETERSON@CASEYS.COM OR LICENSINGTEAM@CASEYS.COM			
Business Phone No. 785-592-3132	<input checked="" type="checkbox"/> Applicant owns the proposed business location. <input type="checkbox"/> Applicant does not own the proposed business location.		
Business Location Owner Name(s) CASEY'S RETAIL COMPANY			
SECTION 4 – OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK			
<small>List each person and their spouse, if applicable. Attach additional pages if necessary.</small>			
Name NO PERSONS INDIVIDUALLY OR IN AGGREGATE OWN 25% OR MORE OF CORPORATE STOCK	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Spouse Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Spouse Name	Position		Age
Residence Street Address	City	State	Zip Code
Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Spouse Name	Position		Age
Residence Street Address	City	State	Zip Code

# CORPORATE APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVERAGES

(This form has been prepared by the Attorney General's Office)

City or  County of

Silver Lake

## SECTION 1 - LICENSE TYPE

Check One:  New License  Renew License  Special Event Permit

Check One:

License to sell cereal malt beverages for consumption on the premises.

License to sell cereal malt beverages in original and unopened containers and not for consumption on the licensed premises.

## SECTION 2 - APPLICANT INFORMATION

Kansas Sales Tax Registration Number (required): 004-205607131-F01

I have registered as an Alcohol Dealer with the TTB.  Yes (required for new application)

Name of Corporation <b>IBRAHIM INC</b>		FEIN <b>20-5607131</b>	
Corporation Street Address <b>10021 NW Hwy 24</b>		Corporation City <b>Silver Lake</b>	State <b>KS</b>
Date of Incorporation <b>9/26/2006</b>		Articles of Incorporation are on file with the Secretary of State. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Resident Agent Name <b>FANAZ FANOOGI</b>		Phone No. <b>785-413-2235</b>	
Residence Street Address <b>9315 NW 46th Street</b>		City <b>Silver Lake</b>	State <b>KS</b>
			Zip Code <b>66539</b>

## SECTION 3 - LICENSED PREMISE

Licensed Premise (Business Location or Location of Special Event)	Mailing Address (If different from business address)
DBA Name <b>SAME AS ABOVE</b>	Name
Business Location Address	Address
City State Zip	City State Zip
Email Address(s) Please separate values with a comma.	
Business Phone No.	<input type="checkbox"/> Applicant owns the proposed business location. <input type="checkbox"/> Applicant does not own the proposed business location.
Business Location Owner Name(s)	

## SECTION 4 - OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK

(List each person and their spouse, if applicable. Attach additional pages if necessary.)

Name <b>FANAZ FANOOGI</b>	Position <b>President</b>	Date of Birth <b>2-8-78</b>
Residence Street Address <b>9315 NW 46th St</b>	City <b>Silver Lake</b>	State <b>KS</b>
		Zip Code <b>66539</b>
Spouse Name	Position	Date of Birth
Residence Street Address	City	State
		Zip Code
Name	Position	Date of Birth
Residence Street Address	City	State
		Zip Code
Spouse Name	Position	Age
Residence Street Address	City	State
		Zip Code
Name	Position	Date of Birth
Residence Street Address	City	State
		Zip Code
Spouse Name	Position	Age
Residence Street Address	City	State
		Zip Code

# CORPORATE APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVERAGES

(This form has been prepared by the Attorney General's Office)

City or  County of SILVER LAKE, KS

## SECTION 1 - LICENSE TYPE

Check One:  New License  Renew License  Special Event Permit

Check One:

License to sell cereal malt beverages for consumption on the premises.

License to sell cereal malt beverages in original and unopened containers and not for consumption on the licensed premises.

## SECTION 2 - APPLICANT INFORMATION

Kansas Sales Tax Registration Number (required): 004-480771296-F01

I have registered as an Alcohol Dealer with the TTB.  Yes (required for new application)

Name of Corporation <u>WEHNER'S OF SILVER LAKE, INC.</u>		FEIN	
Corporation Street Address <u>10020 NW US HWY 24, SILVER LAKE</u>		Corporation City <u>SILVER LAKE</u>	State <u>KS</u>
Date of Incorporation		Zip Code <u>66539</u>	
Resident Agent Name <u>REBECCA M. STEBBINS</u>		Articles of Incorporation are on file with the Secretary of State. <input type="checkbox"/> Yes <input type="checkbox"/> No	
Residence Street Address <u>602 ARISWOLD CT</u>		Phone No. <u>785-221-0701</u>	
		City <u>ROSSVILLE</u>	State <u>KS</u>
		Zip Code <u>66533</u>	

## SECTION 3 - LICENSED PREMISE

Licensed Premise (Business Location or Location of Special Event)	Mailing Address (If different from business address)
DBA Name <u>WEHNER'S THRIFTWAY</u>	Name
Business Location Address <u>10020 NW US HWY 24</u>	Address
City <u>SILVER LAKE</u> State <u>KS</u> Zip <u>66539</u>	City State Zip
Email Address(s) Please separate values with a comma. <u>WennerThriftways@gmail.com</u>	
Business Phone No. <u>785-582-4740</u>	<input checked="" type="checkbox"/> Applicant owns the proposed business location. <input type="checkbox"/> Applicant does not own the proposed business location.
Business Location Owner Name(s)	

## SECTION 4 - OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK

List each person and their spouse, if applicable. Attach additional pages if necessary.

Name	Position	Date of Birth
Residence Street Address	City State Zip Code	
Spouse Name	Position	Date of Birth
Residence Street Address	City State Zip Code	
<b>SEE</b>		
Name	Position	Date of Birth
Residence Street Address	City State Zip Code	
Spouse Name	Position	Age
Residence Street Address	City State Zip Code	
<b>ATTACHED</b>		
Name	Position	Date of Birth
Residence Street Address	City State Zip Code	
Spouse Name	Position	Age
Residence Street Address	City State Zip Code	

# City of Silver Lake



## ORDINANCE NO 2591

**AN ORDINANCE LEVYING A SPECIAL PURPOSE CITY RETAILERS' SALES TAX IN THE AMOUNT OF ONE PERCENT (1.0%) WITHIN THE CITY OF SILVER LAKE, KANSAS, EFFECTIVE APRIL 1, 2024.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SILVER LAKE, KANSAS:**

**SECTION 1.** A majority of the electors voting thereon having approved, at the election held on November 7, 2023, the levying of a special purpose retailers' sales tax in the City of Silver Lake, Kansas, for the purpose of providing an adequate level of public services within the City, including funds for repairs, replacements and improvements of City infrastructure and other capital improvements as may be in the best interest of the City, as authorized by K.S.A. 12-187 et seq., and amendments thereto, there is hereby levied a special purpose retailers' sales tax in the amount of one percent (1.0%) to take effect on the first day of April, 2024 and end the last day of March 2034.

**SECTION 2.** Except as otherwise provided by law, such tax shall be identical in its application and exemptions therefrom to the Kansas Retailers' Sales Tax Act and all laws and administrative rules and regulations of the Kansas Department of Revenue relating to the state retailers' sales tax shall apply to such city special purpose retailers' sales tax insofar as such laws and regulations may be made applicable. The services of the Kansas Department of Revenue shall be utilized to administer, enforce, and collect such tax.

**SECTION 3.** This ordinance shall be published one time in the official city newspaper, and a copy duly certified and submitted to the state director of taxation.

**PASSED AND ADOPTED** by the governing body of the City of Silver Lake, Kansas, on this 4<sup>th</sup> day of **December 2023**.

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**MACK SMITH, MAYOR**

**Attest:**

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**LIZ STECKEL, CITY CLERK**



**REAL ESTATE CONTRACT**

**THIS CONTRACT** is made this 4th day of December, 2023, Unified School District 372, (“**USD 372**” or “**Seller**”) and the City of Silver Lake (“**Silver Lake**” or “**Buyer**”)

WHEREAS, Silver Lake and USD 372 wish to exchange certain tracts of land located on adjacent properties as shown in Exhibit A.

WHEREAS, Silver Lake owns a certain 5.65 acres of land, as part of a larger tract located at 404 East Lake Street, which it intends to convey to USD 372, which is legally described as (“**Silver Lake Tract**”):

A tract of land in the Southwest Quarter of Section 10, Township 11 South, Range 14 East of the 6<sup>th</sup> P.M. in Shawnee County, Kansas, being a part of a tract of land described on Book 2140, Page 674 on record at The Shawnee County Register of Deeds Office, and being described by Patrick Leo LaFontaine, PS 1690, on November 3, 2023; as follows: Commencing at the Southwest corner of said Southwest Quarter; thence S88°18’14”E (Deed Bearing) along the Southern boundary of said Southwest Quarter, 851.17 feet to the Southwest corner of said tract described on Book 2140, Page 674; thence N00°54’58”E along the Western boundary of said tract described on Book 2140, Page 674, 371.93 feet to the POINT OF BEGINNING; thence continuing N00°54’58”E along said Western boundary, 562.95 feet to the Northwest corner of said tract described on Book 2140, Page 674, said point being on the Southern Right-of-Way of the Union Pacific Railroad; thence S79°24’27”E along said Southern Right-of-Way, 474.48 feet to the Northeast corner of said tract described on Book 2140, Page 674; thence S00°51’55”W along the Eastern boundary of said tract described on Book 2140, Page 674, 489.58 feet; thence N88°18’14”W, 468.21 feet to the POINT OF BEGINNING. Containing 5.65 acres, more or less.

WHEREAS, USD 372 owns a certain 3.02 acres of land, as part of a larger tract located at 200 Rice Road adjacent to 404 East Lake Street, which it intends to convey to Silver Lake which is legally described as (“**USD 372 Tract**”):

A tract of land in the Southwest Quarter of Section 10, Township 11 South, Range 14 East of the 6<sup>th</sup> P.M. in Shawnee County, Kansas, being a part of a tract of land described on Book 2143, Page 230 on record at The Shawnee County Register of Deeds Office, and being described by Patrick Leo LaFontaine, PS 1690, on November 3, 2023, as follows: Commencing at the Southwest corner of said Southwest Quarter; thence S88°18’14”E (Deed Bearing) along the Southern boundary of said Southwest Quarter, 417.20 feet to the Southwest corner of said tract described on Book 2143, Page 230; thence continuing S88°18’14”E along the Southern boundary of said Southwest Quarter, 80.01 feet to the POINT OF BEGINNING; thence N00°54’58”E, 341.52 feet; thence along a tangent 30 foot

to any risk of having to pay any commission or other charge in connection with the Closing of this transaction. Seller shall indemnify and hold Buyer harmless from all claims and expenses (including attorney fees) resulting from the breach of the foregoing representation and warranty.

(d) Except as expressly provided in this Contract, no representation or warranties have been made by Buyer, or anyone in Buyer's behalf, to Seller as to the condition of the Silver Lake Tract; Seller has had or will have a full and complete opportunity to inspect the Silver Lake Tract, to observe its physical characteristics and existing conditions, and to have conducted such investigations and studies on Silver Lake Tract as Seller deems necessary; Seller waives, from and after Closing, any and all objections to or complaints about physical characteristics and existing conditions of Silver Lake Tract, including, without limitation, structural conditions, environmental or subsurface conditions in, on, under, or related to, the Property, and compliance or non-compliance with the Americans with Disabilities Act of 1990, and purchases the Property "as is."

4. **BUYER'S REPRESENTATIONS AND WARRANTIES:** Buyer makes each of the following representations and warranties to the best of Buyer's knowledge, each of which shall constitute a material part of the consideration for this Contract, be accurate and true as of the date of this Contract and as of the Closing, and survive the Closing:

(a) Buyer has full right, title, authority and capacity to execute and perform this Contract and to consummate all of the transaction contemplated in this Contract, and the person who executes and delivers this Contract and all documents to be delivered to Seller under this Contract is and shall be duly authorized to do so.

(b) Conveyance of the Silver Lake Tract to Seller and the consummation of the transaction described in this Contract in accordance with its terms will not breach any agreement, written or oral, to which Buyer is a party.

(c) Buyer has not engaged any real estate agent or other advisor in connection with this transaction and that it has taken no other action which might expose the Seller to any risk of having to pay any commission or other charge in connection with the Closing of this transaction. Buyer shall indemnify and hold Seller harmless from all claims and expenses (including attorney fees) resulting from the breach of the foregoing representation and warranty.

(d) Except as expressly provided in this Contract, no representation or warranties have been made by Seller, or anyone on Seller's behalf, to Buyer as to the condition of the USD 372 Tract; Buyer has had or will have a full and complete opportunity to inspect the USD 372 Tract, to observe its physical characteristics and existing conditions, and to have conducted such investigations and studies on USD 372

obligation on Buyer's Contract, for any reason other than a Permitted Termination. Notwithstanding the foregoing, however, Buyer shall not be in default or failure to perform any covenant, agreement, or obligation required of Buyer under this Contract, the benefit of which accrues primarily to Buyer. If Buyer defaults under this Contract, Seller may either (a) seek specific performance of the contract, which Buyer hereby expressly agrees not to contest, (b) seek such relief as may be provided by law, or (c) terminate this Contract by notice to Buyer.

## 7. CONSTRUCTION OF TERMS, WAIVERS AND AMENDMENTS:

- (a) Paragraph heading are for convenience and shall not be used for interpretation or construction of this Contract.
- (b) Feminine or neuter pronouns shall be substituted for masculine pronouns or vice-versa, and the plural shall be substitute for the singular or vice-versa in any place in which the context may require.
- (c) No waiver of any breach of any provision of this Contract shall be construed to be a waiver of any subsequent breach of such provision or any other provision.
- (d) This Contract may be modified or amended only in writing, signed by both Seller and Buyer.
- (e) If the last day of any time period stated herein shall fall on a Saturday, Sunday or legal holiday, then the duration of such time period shall be extended so that it shall end on the next succeeding day which is not a Saturday, Sunday or legal holiday.
- (f) This Contract may be executed in several counterparts, each of which shall be fully effective as an original and all of which together shall constitute one and the same instrument.
- (g) If numeric number shall disagree with numbers spelled out, the numeric number shall control.
- (h) The laws of the State of Kansas shall govern the validity, enforcement, and interpretation of this Contract.

8. **NOTICES:** Notices, demands, or other communications under this Contract shall be in writing and shall be deemed to have been given or submitted upon personal delivery or upon deposit in the United States mail by certified or registered mail, postage prepaid, with return receipt requested, addressed to Buyer or Seller, as the case may be, at the Buyer's or Seller's last known address. Notices shall be deemed received upon personal delivery or three (3) days following deposit in the mail, if mailed in accordance with this paragraph.

## Hook Farms, LLC

8920 NW Hwy 24  
Silver Lake, KS 66539-9471  
785-219-8253

City of Silver Lake, Kansas  
PO Box 92, 218 W. Railroad  
Silver Lake, KS 66539

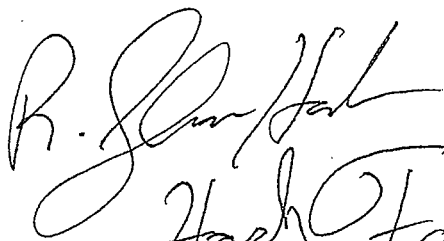
November 27, 2023

To the Silver Lake City Council:

We, the undersigned, understanding our rights under K.S.A. 58-2506, agree with the City for mutual termination of the crop lease on the City property adjoining the City Shop, and that after our signature to this, disclaim and release the City of all duties and requirements of that lease. Similarly, the City fully releases the tenant from all claims and demands of any kind, including, but not limited to, rent or past due rent, crop share or any other rights afforded by the oral lease.

Warm Regards,

Shannon Hook  
Hook Farms LLC.

  
Hook Farms LLC

SILVER LAKE POLICE DEPARTMENT  
 ACTIVITY REPORT FOR: ALL OFFICERS  
 MONTH AND YEAR: NOVEMBER 2023

TRAFFIC STOPS		TOTALS
Tickets:		
Warnings:		62
DUI Investigation:		
DUI Arrests:		
No. of Vehicle Stops:		62
ARRESTS		
Felony:		
Misdemeanor:		
WARRANTS		
Served:		
NCIC Hit:		
ACCIDENTS		
Injury:		
Non-Injury:		
OTHER TYPES OF CALLS		
Animal:		1
Assist Other Agencies:		12
Suspicious Persons/Vehicles:		2
Assist Public:		60
Disturbance:		4
Fire/Medical:		3
Juvenile:		1
UTV/MUT Inspections:		
Golf Cart Inspections:		
Burglary:		
Theft:		
Civil Standbys:		
Mental Health Issues:		1
Alarms:		1
Commercial Vehicle Stops/Inspections:		
UTV/MUT Violations:		
Business open doors		
Residential open doors		
Car seat inquiries		1

Month: November 2023

Public Works  
Monthly Report

Activity	Quantity	Remarks
WATER PUMPED	2331000	
WATER LEAK MAIN	0	
WATER LEAK SERVICE	1	
SEWER BACKUP	0	
LOCATES	9	
BUILDING PERMITS	2	
LAGOON REPORT	0	
PUMPED TO LAGOON	1927800	
Water samples	2	