**City of Silver Lake**

**Regular Session Minutes**

**Wednesday, January 18, 2023**

The Governing Body of the City of Silver Lake met in regular session at City Hall on Wednesday evening January 18, 2023, at 5:30 PM with Mayor Mack Smith conducting the meeting and the following Councilmembers present: Brad Bryant, Jake Fisher, Steve Pegram, Heath Robinson, and Larry Ross (5). Also present was City Attorney Todd Luckman, Public Works Utility Superintendent Cary Deiter, Public Works Assistant Bill Berndt, Police Chief Marc McCune, and City Clerk Liz Steckel.

Local resident, Keenan Kruger was present for public comment to ask about the status of the land swap with the school. Mayor Mack Smith informed Kruger that this will be discussed later in the meeting.

A motion was made by Councilmember Ross to approve the minutes of the January 5, 2023 meeting as written. The motion was seconded by Councilmember Bryant and carried.

Claim vouchers in the amount of 35941.68 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 Ross 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, Heath Robinson, and Larry Ross.(5) NAY: None. With no further discussion the Ordinance was declared passed and was given No. 2552.

Kayla Blosser was present to request a donation on behalf of the Silver Lake Community Improvement Group. The group hosts the annual Lake Days Event, a community Easter Egg Hunt, and they have sponsored carriage rides and Santa Claus for the City’s Annual Tree Lighting Events. Future projects of the Silver Lake Community Improvement Group include Veteran’s Day banners, and a mailer with a year-long list of community events. A motion was made by Councilmember Robinson to donate 4500.00 dollars to the Silver Lake Community Improvement Group. The motion was seconded by Councilmember Bryant and carried.

City Clerk Steckel presented the Annual Financial Statement to Council.

Council discussed two sample camping ordinances with City Attorney Luckman. Sample one would keep people from camping in public areas and parks. Sample two allows residence owners to receive a permit for visitors in recreational vehicles. City Attorney Luckman is to make changes according to Council’s feedback, and return with Ordinances at the next meeting.

Council discussed our Lawn Mower Permit Ordinance and it’s intended purpose. Councilmember Pegram asked to repeal the subsection requiring permits in its entirety. City Attorney Luckman is to prepare an Ordinance for the next meeting.

Councilmember Robinson made a motion to pass an Amended Golf Cart Ordinance to require seatbelts in golf carts. The motion was seconded by Councilmember Pegram and was then placed on final passage by a roll call vote: AYE: Brad Bryant, Jake Fisher, Steve Pegram, and Heath Robinson.(4) NAY: Larry Ross. (1) With no further discussion the Ordinance was declared passed and was given No. 2553.

City Attorney Luckman presented Council with proposed subdivisions of code review for the new codification. This review will be the chance for Council to make any changes that they would like to see in the City’s Code. Councilmembers volunteered for the following subdivisions: Law Enforcement, Councilmember Ross; Business Regulation, Councilmember Bryant; Streets and City Property, Councilmember Robinson; Utilities, Councilmember Fisher; Nuisances, Mayor Smith; Zoning and Planning, Councilmember Pegram. City Attorney Luckman also noted that Council would need to approve the addition of building codes to the code, a section which has been provided by the codification service. Luckman advised that the City Council overall should review a schedule of all fines and fees under the code.

Councilmember Bryant made a motion to renew the City’s DigiTICKET service for 6882.05 dollars. DigiTICKET provides Police Officers with the ability to write tickets electronically. The motion was seconded by Councilmember Fisher and carried.

Police Chief McCune requested to purchase a new traffic radar for 2995.00 dollars; an item the City has budgeted 3000.00 dollars to purchase. Councilmember Robinson made a motion to purchase the traffic radar for an amount not to exceed 3000.00. The motion was seconded by Councilmember Ross and carried.

City Clerk Steckel requested to purchase a new color copier for City Hall for 4200.00 dollars a purchase that is in the City’s 2023 budget. Councilmember Ross made a motion to purchase the copier for 4200.00. The motion was seconded by Councilmember Bryant and carried.

Police Chief McCune introduced Shelbi Scarbrough to Council. Shelbi is the new Police Administrative Assistant, and will be taking items off of Chief McCune’s to-do list, so that he can be out doing more law enforcement related tasks. Chief McCune told Council that there are 42 questionable vehicles on 32 properties in Silver Lake. He reported that 32 junk car ordinance letters were sent out yesterday. Chief McCune addressed recent public concerns about a homeless individual in Silver Lake. Chief McCune cautioned Council about protected Constitutional Rights. Chief McCune advised that if a property owner places a no trespassing sign or verbally advises the transient that he is unwanted on their property, Law Enforcement Officers could help pursue a trespassing charge against the individual.

Public Works Assistant Berndt reported that divers will be able to cut off the turtle guard on the City’s Lagoon on Monday, January 30th, and that a representative from Kansas Rural Water Association would be present to film the process.

Public Works Utility Superintendent Deiter requested for himself and Assistant Berndt to attend the Kansas Rural Water Association’s Annual Conference, to be held in Wichita in March. In support of this training opportunity, Mayor Smith said that they absolutely need to attend the conference. Deiter reported that part-time staff will be available to work in Silver Lake during the three-day conference. Councilmember Fisher made a motion to approve 360.00 dollars for registration to the Kansas Rural Water Association Conference along with any associated costs for transportation and lodging. The motion was seconded by Councilmember Ross and carried.

Public Works Assistant Berndt reported that he is looking for upcoming Lead and Copper Rule Revision classes. Mayor Smith told Deiter and Berndt that they do not need Council approval if there is no cost for a class.

City Clerk Steckel presented a Temporary Road Closure to Council on behalf of Casa Hernandez, for the parking spaces in front of 205 Railroad Street, from January 18, 2023 through February 6, 2023 A motion was made by Councilmember Bryant to approve the closure. The motion was seconded by Councilmember Ross and carried.

City Clerk Steckel asked Council if they would like to purchase a table at the Annual Silver Lake Education Foundation Breakfast for 225.00 dollars. Councilmember Robinson made a motion to purchase a table at the breakfast. The motion was seconded by Councilmember Fisher and carried.

City Attorney Luckman reported to Council on the legalities of hooking up to the City’s sewer system without permission. Sections 15-329 through 15-338 of the City’s current code prohibit tampering with the sewer system, discharging into the system, and free sewer service, as well as addressing the means by which the City will address this issue. Luckman advised City Staff that he would need for someone to identify a person violating this code in order to file a complaint in Municipal Court. Luckman added that Section 15-337 states that someone in violation of tampering with the sewer system could be subject to immediate arrest for disorderly conduct.

Councilmember Robinson requested that Public Works Utility Superintendent Deiter prepare 2023 Street Project locations and measurements and get them to City Clerk Steckel. Councilmember Robinson thanked local residents Mike Kruger and Aaron Svitak for their contributions of equipment, labor and time to the path that now connects the Lakeland Subdivision to Rice Road.

The next meeting is scheduled for Monday, February 6 at 5:30 PM. The following meeting will be Monday February 20, 2023 at 5:30 PM. Greenbush will be here at the next meeting to review Community Survey results with Council.

Mayor Smith reported that we have not heard from the Kansas Department of Health and Environment on the status of the Operator in Training applications for Public Works Utility Superintendent Deiter, and Public Works Assistant Berndt. Mayor Smith stated that he has done everything that he knows to do to be in compliance, including hand delivering the applications for the Operator in Training programs.

Mayor Smith reported that USD 372 Superintendent Brad Womack sent the City the legal description of their property. Attorney Luckman told Council that the next step in the land swap process is that the school needs to survey exactly what land will be swapped for deeds and transfers.

Councilmember Robinson made a motion to adjourn the meeting at 7:18 PM. Councilmember Ross seconded the motion, and with nothing further to come before Council, the meeting was adjourned.

Liz Steckel, City Clerk