

CITY OF HUMBOLDT  
REGULAR CITY COUNCIL MEETING  
MINUTES  
MONDAY, MARCH 14, 2011 - 7:00 P.M.

The Council met in regular session on Monday, March 14, 2011 at 7:00 p.m. in the Community Room at City Hall, 725 Bridge. Mayor Sharp called the meeting to order at 7:06 p.m. with the following Councilmembers present: Aikins, Carson, Griffith, Julich, McReynolds, Murrow and Walburn. Councilmember Crawford and City Attorney Fred Works were absent. Also present were City Administrator Larry Tucker, Chief of Police Dan Onnen and City Clerk Jean Flores.

The meeting was opened with the Pledge of Allegiance and Councilmember Walburn gave the invocation.

There were no public comments.

Motion by Aikins, second by McReynolds to amend the agenda and add Item 5a and 11a, executive sessions for confidential matters relating to financial affairs. Motion carried unanimously.

Motion by Aikins, second by Murrow that the Consent Agenda be approved as presented. There was no vote and the motion died. The motion was amended by Aikins, seconded by Julich to approve the Consent Agenda with the exception of the Water Line Improvement Project expenditures, which were pulled for further discussion and moved to Item 7 on the agenda. Motion carried unanimously. The Consent Agenda consisted of the following:

- a. Approval of minutes of Regular Council Meeting February 14, 2011
- b. Warrant Ordinance No. 1719 dated February 28, 2011 in the amount of \$186,640.37 and Warrant Ordinance No. 1720 dated March 14, 2011 in the amount of \$104,555.15

Kim Isbell, Multi-Media Journalism teacher at Humboldt High School, presented a short video on Humboldt attractions. It was the consensus of the Council that the video be put on City Channel 6 and the City's website.

Bill Caton, Excel Development, was present to give an update on the Senior Housing project near Arrowood Assisted Living Center. Motion by Murrow, second by Aikins that the City approve the following terms: accept a donation of land west of the development site in exchange for a two year restriction in developing the land except for senior housing; for \$1, sale land south of the development site in exchange for a restriction that the land would be deeded back to them within 4 years if they decide to pursue additional senior housing; extend the City's sewer main west of the sewer main located at the Arrowood Assisted Living Center to connect to the Springdale Ridge Duplex addition, cost of sewer line extension would not exceed \$14,000; and the City to pay the monthly electric usage for three street lights to be located at the project site, for an estimated \$470 per year for all three. Six voted aye (Aikins, Griffith, Julich, McReynolds, Murrow and Walburn), one voted nay (Carson). Motion carried.

Motion by Julich, second by McReynolds that the Governing Body recess to executive session as authorized by the Open Meetings Law for the exception of discussion of

confidential matters relating to financial affairs for five minutes. Meeting will be recessed for five minutes at 7:55 p.m. and will resume regular session at 8:00 p.m. in the Community Room at City Hall. Mayor Sharp and City Administrator Tucker were requested to be present in executive session. Motion carried unanimously.

The meeting resumed regular session at 8:00 p.m. Motion by Julich, second by McReynolds that the Governing Body recess to executive session as authorized by the Open Meetings Law for the exception of discussion of confidential matters relating to financial affairs for an additional five minutes. Meeting will be recessed for five minutes at 8:00 p.m. and will resume regular session at 8:05 p.m. in the Community Room at City Hall. Mayor Sharp and City Administrator Tucker were requested to be present in executive session. Motion carried unanimously.

The meeting resumed regular session at 8:06 p.m. There was no action taken.

Motion by Walburn, second by Carson to approve the lease-purchase agreement with Community National Bank for a new Husqvarna lawnmower at a cost of \$4,999 from J&W Equipment, Iola, Kansas for the Wastewater Treatment Plant. Five voted aye (Carson, Griffith, McReynolds, Murrow and Walburn), two nay (Aikins and Julich). Motion carried.

The following bids were received:

<i>J&amp;W Equipment - Iola, KS</i>	<i>Husqvarna zero turn mower</i>	<i>\$4,999.00</i>
<i>Sears - Chanute, KS</i>	<i>Husqvarna zero turn mower</i>	<i>\$5,499.99</i>
<i>H&amp;H Small Engine - Humboldt, KS</i>	<i>Country Clipper zero turn mower</i>	<i>\$6,876.00</i>

Motion by Murrow, second by McReynolds to adopt Resolution No. 3-14-11, a resolution approving and authorizing a lease-purchase agreement with Community National Bank of Iola, Kansas to lease-purchase a lawnmower for the City's Wastewater Treatment Department. Five voted aye (Carson, Griffith, McReynolds, Murrow and Walburn), two voted nay (Aikins and Julich). Motion carried.

Councilmember Murrow asked that, in the future, the City try and purchase equipment outright to avoid so many lease-purchases.

Motion by Walburn, second by Julich to approve only the payment of \$28,480 for the Water Line Improvement Project to close off the old system and connect the new lines. Motion carried unanimously. It was the consensus of the Councilmembers that a special council meeting be set, possibly Monday, to discuss recent problems with the water line improvement project in overages of materials and discrepancies in estimated costs. Councilmembers asked that representatives from NPL Construction and the City's engineer, Shafer, Kline & Warren, attend, along with City Attorney Fred Works, the Mayor, City Administrator, Public Works Director, the Water Line Inspector, and anyone else involved with the project.

Councilmember McReynolds stressed the importance of notifying the public when water will be turned off for any period of time for the water line repairs, noting his dental office was without water at one point in time with no prior notification.

Motion by McReynolds, second by Murrow to table Change Order No. 6 for the Water Line Project and to approve Water Line Project Warrant expenditures in the amount of \$115,513.76, which does not include Pay Application No. 10 in the amount of \$138,537.47. Motion carried unanimously.

Carson & Son Nuisance Animal Control representatives were present to discuss a proposal they recently submitted for control of wild animals, but due to the absence of the City Attorney, the matter was tabled to the Regular Council Meeting in April.

Motion by Julich, second by McReynolds to lower the speed limit to 45 mph on the City's newly acquired portion of 224 Highway and to purchase three signs for the area: Reduced Speed Ahead and two 45 mph speed limit signs. Motion carried unanimously.

City Administrator Larry Tucker reported on the following: City election to be held April 5; a grant for a new fire station is still being pursued; Work Force Housing is researching Department of Corrections housing; Kansas Department of Transportation to begin work on the Bridge/13th/Central Street project in April and have already selected a contractor; Rotary is promoting Earth Hour on March 26 where everyone is being asked to turn all lights off for one hour, with the City working with Westar Energy to see if this can be done in the parks from 8:30-9:30 p.m.; and Councilmembers were told that vehicle inspection reports kept by Department Heads can be reviewed any time at City Hall.

Motion by McReynolds, second by Walburn that the Governing Body recess to executive session as authorized by the Open Meetings Law for the exception of discussion of non-elected personnel for 10 minutes and for discussion of confidential matters relating to financial affairs for ten minutes. Meeting will be recessed for 20 minutes at 8:50 p.m. and will resume regular session at 9:10 p.m. in the Community Room at City Hall. Mayor Sharp, City Administrator Larry Tucker and Chief of Police Dan Onnen were requested to be present in executive session. Motion carried unanimously.

The meeting resumed regular session at 9:13 p.m. There was no action taken.

Motion by Murrow, second by Julich to adjourn. Motion carried unanimously. Meeting adjourned at 9:15 p.m.

/s/ Robert Sharp  
Mayor

ATTEST:

/s/ Jean M. Flores  
City Clerk