

CITY OF HUMBOLDT
AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JULY 13, 2009 - 7:00 P.M.

Meeting to be held at Humboldt Public Library

1. Reciting of Pledge of Allegiance and invocation by Councilmember Crawford
2. Public comments on non-agenda items--not to exceed fifteen (15) minutes and three minutes per person and/or topic
3. **CONSENT AGENDA:** All items are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember or citizen so request, in which event the item will be removed from the consent status and considered in its normal sequence on the agenda.
 - a. Approval of Minutes of Regular Council Meeting June 8, 2009 and Special Council Meeting June 12, 2009
 - b. Warrant Ordinance (expenditures)
4. Presentation by Kansas Department of Transportation (KDOT) - Darrin Petrowsky
5. Presentation of 2008 City audit report - Neil Phillips
6. Consider bids for Home Repair Grant requests - Larry Tucker
7. Consider resolution to rescind motion to fluoridate City water system - Fred Works
8. Consider resolution to hold special City election on fluoridation of City water system - Larry Tucker
9. Consider lowering speed limits in business district and parks - Larry Tucker
10. Consider additional security lighting in City Square Park - Larry Tucker
11. Nuisance abatements - Larry Tucker
12. Consider ordinances establishing new zoning and subdivision regulations - Larry Tucker and Fred Works
 - a. Consider Ordinance No. 1442 establishing new zoning regulations
 - b. Consider Ordinance No. 1443 establishing new zoning map
 - c. Consider Ordinance No. 1444 establishing new subdivision regulations
13. City Administrator's report
 - a. Rebuilding the Public Square meeting July 23
 - b. Special Budget Workshop meeting July 27
 - c. Broadband internet project - Kansas Department of Commerce
 - d. Update regarding agreement to purchase real estate
 - e. Street improvements
14. Executive session - real estate
15. Consider authorizing City staff to purchase delinquent tax properties
16. Adjourn

CITY OF HUMBOLDT
REGULAR CITY COUNCIL MEETING
MINUTES
MONDAY, JULY 13, 2009 - 7:00 P.M.

The Council met in regular session on Monday, July 13, 2009 at 7:00 p.m. in the Humboldt Public Library meeting room. Mayor Sharp called the meeting to order with the following Councilmembers present: Aikins, Crawford, Griffith, Julich, McReynolds and Walburn. Councilmembers Murrow and Weilert were absent. Also present were City Administrator Larry Tucker, City Clerk Jean Flores and Chief of Police Dan Onnen.

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

A public comment was made by Kathleen Dillon who asked if something can be done about bicycles being ridden on sidewalks. Chief Onnen asked her to come into the Police Department and they would discuss this issue.

(7:06 p.m. City Attorney Fred Works entered the Humboldt Public Library meeting room and was seated.)

Motion by Aikins, second by Walburn that the Consent Agenda be approved as presented. Motion carried unanimously. The Consent Agenda consisted of the following:

- a. Approval of minutes of Regular Council Meeting June 8, 2009 and Special Council Meeting June 12, 2009
- b. Warrant Ordinance No. 1677 dated June 29, 2009 in the amount of \$154,792.81 and Warrant Ordinance No. 1678 dated July 13, 2009 in the amount of \$186,194.45

Darrin Petrowsky, Kansas Department of Transportation, Iola, Kansas, gave an update on summer projects in Allen County.

Neil Phillips, Jarred, Gilmore & Phillips, presented the 2008 audit report.

Susan Galemore, Southeast Kansas Regional Planning Commission, presented bids received on Round 3 of the Home Repair Grant. Motion by Julich, second by Walburn to accept the low bids for the four Home Repair Grant projects as follows. Motion carried unanimously.

- 1424 Elm - D & D Construction, St. Paul, KS, \$24,200.00
- 1019 Cherokee - Nance Construction, Galesburg, KS, \$24,850.00
- 514 S. 3rd - Ewing Construction, Erie, KS, \$29,550.00
- 505 N. 12th - Ewing Construction, Erie, KS, \$30,750.00

Motion by Aikins, second by McReynolds to ratify Resolution 05-11-09, a resolution to fluoridate the municipal public water supply for the City of Humboldt. Three voted aye (Aikins, McReynolds and Walburn), three voted nay (Crawford, Griffith and Julich). The Mayor broke the tie and voted nay. Motion failed.

Motion by Julich, second by Aikins to adopt Resolution 07-13-09A, a resolution to submit to the qualified electors of the City of Humboldt, Kansas, a special question election of whether the City of Humboldt should fluoridate the municipal water supply, to be held September 22, 2009, by mail ballot, and to read as written according to K.S.A. 25-431. Three voted aye (Crawford, Griffith and Julich), three voted nay (Aikins, McReynolds and Walburn). The Mayor broke the tie and voted aye. Motion carried.

Motion by Julich, second by Crawford to adopt Resolution 07-13-09 as written and in original form, a resolution rescinding Resolution 5-11-09 regarding the fluoridation of the municipal water supply for the City of Humboldt, Kansas. Three voted aye (Crawford, Griffith and Julich), three voted nay (Aikins, McReynolds and Walburn). The Mayor broke the tie and voted aye. Motion carried.

Motion by Julich, second by Walburn that the speed limit on Bridge Street from 6th Street to 9th Street be lowered to 20 mph. Three voted aye (Griffith, Julich and Walburn), three voted nay (Aikins, Crawford and McReynolds). The Mayor broke the tie and voted nay. Motion failed.

Motion by Aikins, second by Crawford to add additional security lighting at City Square Park (one 8,500 lumen high pressure directional street light and one 35-foot regular street light between 8th and 9th Streets). Motion carried unanimously.

City Administrator Larry Tucker gave an update on nuisance properties: 1302 Osage demolition complete; 114 Mulberry extension to August 10; 108 Pecan property is now for sale; 421 Bridge will be discussed later tonight; 1103 Ohio will be demolished.

Motion by McReynolds, second by Crawford to issue a court citation to Jonathan Bylsma, 1022 Pecan, for a nuisance vehicle. Motion carried unanimously.

Motion by Aikins, second by Crawford to refer the zoning regulations and subdivision regulations back to the Humboldt Planning Commission for modifications. Motion carried unanimously.

Approval of the zoning map was tabled until modifications are made to the zoning regulations and subdivision regulations.

City Administrator Larry Tucker gave a brief report: Rebuilding the Public Square meeting July 23; special budget workshop meeting July 27; Kansas Department of Commerce to expand broadband internet service and explore affordability; plans are being made for the new retail store at 9th Street and Highway 224; and street improvements have been put on hold.

Motion by McReynolds, second by Crawford that the Governing Body recess to executive session as authorized by the Open Meetings Law for the exception of discussion of real estate for 12 minutes. Meeting will be recessed for 12 minutes at 9:48 p.m. and will resume regular session at 10:00 p.m. in the Humboldt Public Library meeting room. Mayor Sharp, City Attorney Works and City Administrator Tucker were requested to be present in executive session. Motion carried unanimously.

The meeting resumed regular session at 10:05 p.m. Motion by Aikins, second by Crawford that the Governing Body recess to executive session as authorized by the

Open Meetings Law for the exception of discussion of real estate for 5 minutes. Meeting will be recessed for 5 minutes at 10:05 p.m. and will resume regular session at 10:10 p.m. in the Humboldt Public Library meeting room. Mayor Sharp, City Attorney Works and City Administrator Tucker were requested to be present in executive session. Motion carried unanimously.

The meeting resumed regular session at 10:10 p.m.

Motion by Julich, second by Crawford to extend the demolition permit issued to Gary Frederick, 816 S. 9th, for an additional 60 days. Motion carried unanimously.

Motion by McReynolds, second by Julich to grant authority to Mayor Sharp and City Administrator Tucker to represent the City at the Allen County delinquent tax sale August 19, 2009 and allow \$10,000 to be spent from the Community Development Fund on certain Humboldt properties. Motion carried unanimously.

Motion by Julich, second by Walburn to adjourn. Motion carried unanimously. Meeting adjourned at 10:15 p.m.

/s/ Robert Sharp
Mayor

ATTEST:

/s/ Jean M. Flores
City Clerk

CITY OF HUMBOLDT
SPECIAL BUDGET WORKSHOP
MONDAY, JULY 27, 2009 - 7:00 P.M.

The Council met for a Special Budget Workshop Monday, July 27, 2009, at 7:00 p.m. at the Humboldt Public Library meeting room with the following Councilmembers present: Aikins, Crawford, Griffith, Julich, McReynolds and Walburn. Councilmembers Murrow and Weilert and City Attorney Fred Works were absent. Also present were City Administrator Larry Tucker, City Clerk Jean Flores and Chief of Police Dan Onnen.

City Administrator Larry Tucker presented the proposed City budget for 2010 and gave Councilmembers and those present an opportunity for questions, discussion and changes before the Budget Hearing on August 10, 2009.

The workshop was closed at 8:37 p.m.