

CITY OF HUMBOLDT
REGULAR CITY COUNCIL MEETING
MINUTES
MONDAY, SEPTEMBER 8, 2008 - 7:00 P.M.

The Council met in regular session on Monday, September 8, 2008 at 7:00 p.m. in the Humboldt Public Library meeting room. Mayor Sharp called the meeting to order at 7:00 p.m. with the following Councilmembers present: Aikins, Julich, McReynolds, Murrow, Walburn and Crawford. Councilmembers Griffith and Weilert 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.

Motion by Murrow, second by Crawford to amend the agenda as follows: Item 12a.-consider bid for demolition of property at 704 Cherokee, Item 12b.-consider bid for demolition of property located at 504 S. 6th and Item 16a.-executive session for non-elected personnel. Motion carried unanimously.

Under Public Comments, Shirley Breiner thanked the Mayor, City Administrator and Councilmembers for repairs made to the entrance road at Mount Hope Cemetery in a timely manner.

Motion by Murrow, 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 August 11, 2008 and Special Council Meeting August 27, 2008
- b. Warrant Ordinance No. 1657 dated August 26, 2008 in the amount of \$41,410.52 and Warrant Ordinance No. 1658 dated September 8, 2008 in the amount of \$327,979.45
- c. Appointment of Sick Leave Pool Committee

A Public Hearing for a CDBG water system grant application was opened at 7:08 p.m. Susan Galemore, Southeast Kansas Regional Planning Commission, and Ken Shetlar, Shafer, Kline & Warren, were present to answer questions.

(7:09 p.m. City Attorney Fred Works entered the Humboldt Public Library meeting room and was seated).

Motion by McReynolds, second by Crawford to adopt Resolution No. 09-08-08A, a resolution certifying legal authority to apply for the 2009 Kansas Small Cities Community Development Block Grant Program from the Kansas Department of Commerce and authorizing the Mayor to sign and submit such an application, and Resolution No. 09-08-08B, a resolution assuring the Kansas Department of Commerce that funds will be continually provided for the operation and maintenance of improvements to the water system to be financed with Community Development Block Grant funds. Motion carried unanimously.

Motion by McReynolds, second by Julich to enter into an agreement for administrative consulting services for a 2009 Kansas Small Cities Community Development Block Grant project for community improvements with the Southeast Kansas Regional Planning Commission. Motion carried unanimously.

The Public Hearing concluded at 7:26 p.m.

Motion by Walburn, second by Murrow that the City pursue the purchase of the Emprise Bank Building, 725 Bridge, at a price of \$351,000.00. Motion carried unanimously.

Motion by Julich, second by Murrow that, if necessary, the Mayor and/or City Clerk be authorized to sign documents for finalizing the contract for the purchase of the Emprise Bank Building. Motion carried unanimously.

Motion by Julich, second by Walburn to lease the Emprise Bank Building, 725 Bridge, to Emprise Bank at \$4,000.00 per month on a month-to-month basis until their new facility is built with the Mayor and City Clerk being authorized to sign such agreement. Motion carried unanimously. Emprise Bank is to pay all utilities, taxes and insurance, with no cost to the City.

Only one bid was received to provide outside sanitation services to Humboldt, that being from JKS Sanitation Service, Erie, Kansas. Owner Kenny Schettler was present to answer questions.

Motion by Murrow, second by Julich to allow City Administrator Tucker and City Attorney Works to work out a contract with JKS Sanitation Service for waste disposal in the City of Humboldt. Motion carried unanimously.

Angie George, 501 Sycamore, was present to address the street parking issues at Walter Johnson Stadium.

The council meeting recessed at 8:15 p.m. to recognize longevity of City employees and Volunteer Firemen. A drawing was then held for Kansas City Chief football tickets and a DVD disc player. Winner of the football tickets was Rodney Mueller and Eugene Lundine's name was drawn for the DVD disc player.

The Regular City Council Meeting reconvened at 8:25 p.m.

Motion by Aikins, second by McReynolds that the Regular City Council Meeting in October be held Tuesday, October 21 due to the fact that the Mayor, City Administrator and Councilmembers Aikins and Crawford will be attending the Annual League of Kansas Municipalities meeting in Wichita on October 13. Motion carried unanimously.

Motion by Crawford, second by Julich to nominate Councilmember Aikins as voting delegate for the League of Kansas Municipalities. Five voted aye (Crawford, Julich, McReynolds, Walburn and Murrow), one abstained (Aikins.) Motion carried.

Motion by Julich, second by Aikins to nominate Mayor Sharp as alternate voting delegate for the League of Kansas Municipalities. Motion carried unanimously.

Motion by Murrow, second by Julich to allow Roy Fritch 30 days to comply with State regulations on fencing at his auto salvage yard at 821 N. 8th. Motion carried unanimously.

Motion by McReynolds, second by Julich to allow an additional 30 days for improvements or demolitions at the following nuisance properties: Brian Ikehorn-221 New York, William Shults-220 S. 3rd, Jeff Bowman-922 Pecan, Brett Anderson-512 Cherokee, Loren Modlin-214 Osage, Steven Yost-410 N. 7th, Scott Barnhart-718 N. 7th, Mike Dillon-322 Pine, and Don Cress-720 N. 2nd. Motion carried unanimously.

Motion by McReynolds, second by Julich to issue a Municipal Court citation to Edward Ewing for his nuisance property at 404 Pine and have Public Works Director Craig Mintz visit with the property owner at 802 Bridge as to their plans for the building at that address. McReynolds then amended his motion, and was seconded by Murrow, to include that a court citation be issued if no action is taken by the property owner at 802 Bridge. Motion carried unanimously.

Councilmembers instructed the Public Works Director to send a letter to the owners of nuisance properties at 412 N. 10th and 1009 Charles to abate the nuisances.

Motion by McReynolds, second by Aikins to allow an additional 60 days to Joe Weiner, 14th and Elm, to make improvements and meet City codes at his house and also to issue a nuisance letter for the exterior of the house and yard. Motion carried unanimously.

Motion by Walburn, second by Aikins to accept the bid of Highberger Construction, Westphalia, Kansas, for the demolition of nuisance properties at 504 S. 6th and 704 Cherokee with the work to be completed within 30 days. Motion carried unanimously.

Motion by Julich, second by Crawford to adopt Resolution No. 09-08-08C, a resolution to amend Section F-5(f) of the Personnel Policies and Procedures Manual of the City of Humboldt, Kansas, relating to compensation for accrued sick leave upon separation of employment. Motion carried unanimously.

Motion by Julich, second by Crawford to adopt Resolution No. 09-08-08D, a resolution amending Section G-9(h) of the Personnel Policies and Procedures Manual of the City of Humboldt, Kansas, relating to continued participation in the City's health care plan by separated employees. Motion carried unanimously.

City Administrator Tucker reminded those present of the upcoming meetings: Rebuilding the Public Square at the USD 258 Board of Education office September 16; City Planning Commission/Zoning Board of Appeals meeting to approve the bylaws on September 24 at 7:00 p.m.; John Riggs, Riggs & Associates, to meet with the City Planning Commission/Zoning Board of Appeals on September 29 at 6:30 p.m. at the Humboldt Public Library; and the Special City Council Meeting September 22 at 7:00 p.m. at the Humboldt Public Library.

Motion by Julich, second by Crawford that the Governing Body recess to executive session as authorized by the Open Meetings Law for the exception of discussion of attorney-client matters for 5 minutes and discussion of non-elected personnel matters for 10 minutes. Meeting will be recessed for 15 minutes at 9:35 p.m. and will resume

regular session at 9:50 p.m. in the Humboldt Public Library meeting room. Mayor Sharp, City Administrator Tucker, City Attorney Works and Chief of Police Onnen were requested to be present in executive session. Motion carried unanimously.

The meeting resumed regular session at 9:50 p.m. Motion by Aikins, second by Walburn to adjourn. Motion carried unanimously. Meeting adjourned at 9:50 p.m.

/s/ Robert Sharp
Mayor

ATTEST:

/s/ Jean M. Flores
City Clerk