

CITY OF HUMBOLDT  
REGULAR CITY COUNCIL MEETING  
MINUTES  
MONDAY, OCTOBER 15, 2012 - 7:00 P.M.

The Council met in regular session on Monday, October 15, 2012 at 7:00 p.m. in the Community Room at City Hall. Mayor Davis called the meeting to order at 7 p.m. with the following Councilmembers present: Aikins, Crawford, Julich, Roether, Shreeve, Slater and Walburn. Also present were City Administrator Larry Tucker, City Attorney Fred Works and City Clerk Jean M. Flores.

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

Motion by Walburn, second by Julich to amend the agenda by adding Agenda Item 9d.- Update on storm siren, and Agenda Item 9e.-Update on League of Kansas Municipalities Annual Conference attended by Councilmembers Aikins and Crawford. Motion carried unanimously.

(7:04 p.m. Councilmember Smith entered the meeting).

There were no public comments.

Motion by Aikins, second by Crawford 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 September 10, 2012
- b. Warrant Ordinance No. 1757 dated September 26, 2012 in the amount of \$122,731.45 and Warrant Ordinance No. 1758 dated October 9, 2012 in the amount of \$92,952.74
- c. Approval of Public Awareness Plan and Gas Emergency Plan

Motion by Julich, second by Roether to reschedule the November Regular Council Meeting to Tuesday, November 13, 2012 at 7:00 p.m. in the Community Room at City Hall due to the Veterans' Day holiday being observed by city offices on Monday, November 12. Motion carried unanimously.

Motion by Aikins, second by Shreeve to table the renewal of the contract with Allen County Animal Rescue Facility (ACARF) until it can be further reviewed. Motion carried unanimously. It was suggested by City Attorney Works to send the contract back to ACARF to work out some of the details.

Motion by Slater, second by Julich to hold off on the feasibility study agreement of the existing fire station building with Williams Spurgeon Kuhl & Freshnock until a later date. Motion carried unanimously.

Motion by Walburn, second by Crawford that it is the intent of the City to extend water lines to the new Unified School District #258 Sports Complex on Central and New York Streets to the east edge of the City Limits when they are ready. Motion carried unanimously.

Motion by Aikins, second by Slater to give Don Meyer another 90 days to make improvements to his nuisance property at 323 Sycamore. Motion carried unanimously.

A motion was made by Aikins to give the owners of the nuisance property at 512 Pine (Pat and Neva Ewing) an additional 90 days to make improvements to this property, but died for a lack of a second as the City Attorney stated that he is not sure that the property rises to the level of a public nuisance. Motion by Slater, second by Aikins to remove 512 Pine from nuisance status. Motion carried unanimously.

A motion was made by Aikins to cite Roy Fritch, owner of the nuisance properties at 915 and 919 Cherokee, but died for lack of a second. Motion by Roether, second by Aikins to cite Roy Fritch for the nuisance property at 919 Cherokee. Motion carried unanimously.

It was the consensus of the Council that updated pictures of the nuisance property located at 617 N. 6th are needed before a determination can be made on citing the owner.

City Attorney Fred Works said he would visit with Gail Cheney, owner of the nuisance property at 1109 Pecan, as this matter is already being pursued in Humboldt Municipal Court.

City Attorney Fred Works reminded Councilmembers there are two issues to consider when dealing with nuisance properties: A public nuisance, which deals with the condition of the property, such as an unkept yard, junk, blight or old tires, and then there is the issue of a property that does not meet the minimum housing code. He cautioned Councilmembers of the fine line when dealing with the nuisance properties and how it should not be crossed.

City Administrator Larry Tucker gave a brief report: The Bandstand Dedication was held Saturday, October 13, at City Hall due to the rain; there will be a Housing Meeting on November 5 at 6:00 p.m. at the Humboldt High School with the public invited to attend; work has slowed at Camp Hunter on the sewer lines by B & W Custom Truck Beds due to the dry weather so as not to cause damage to any of the trees in the area; the new storm siren at Cannon Park is not tall enough so a taller one has been obtained from the City of Chanute for \$1,000 with Washington Electronics to switch the siren to the new pole at no charge; and Councilmembers Aikins and Crawford thanked everyone for the opportunity to attend the League of Kansas Municipalities Annual Conference in Topeka on October 6, and gave a brief review of the seminars they attended. Congratulations to Councilmember Aikins for being elected the League of Kansas Municipalities president of City Councils and Commissions.

Motion by Aikins, second by Walburn to adjourn. Motion carried unanimously. Meeting adjourned at 8:17 p.m.

/s/Nobby Davis  
Mayor

ATTEST:

/s/ Jean M. Flores, City Clerk