

CITY OF HUMBOLDT
REGULAR CITY COUNCIL MEETING
MINUTES
MONDAY, NOVEMBER 9, 2009 - 7:00 P.M.

The Council met in regular session on Monday, November 9, 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, Murrow, Walburn and Weilert. 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.

There were no public comments.

(7:05 p.m. City Attorney Fred Works entered the meeting).

Motion by Walburn, 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 October 12, 2009 and Special Council Meeting October 14, 2009
- b. Warrant Ordinance No. 1685 dated October 27, 2009 in the amount of \$37,586.41 and Warrant Ordinance No. 1686 dated November 9, 2009 in the amount of \$107,136.25
- c. Veteran's Day Proclamation

Motion by Julich, second by Aikins to add to the agenda Item 11a-Consider bids to demolish nuisance property at 317 N. 4th. Motion carried unanimously.

Motion by Aikins, second by Crawford to accept the donation of bicycle racks from Thrive Inc. of Allen County. Motion carried unanimously. The bicycle racks, built by B & W Custom Truck Beds, will be placed in various locations around town (the parks, in front of the Library, on the City Square, and baseball field).

Motion by Aikins, second by Walburn to approve the Supplemental Letter of Conditions for the USDA supplemental funding request for the water line project. Motion carried unanimously.

Motion by Aikins, second by McReynolds to approve Architectural Design Associates of Lincoln, Nebraska as the architect for the Community Building to be built near the senior housing project. Seven voted aye (Aikins, Crawford, Griffith, Julich, McReynolds, Murrow and Walburn), one voted nay (Weilert). Motion carried.

Motion by Julich, second by Aikins to approve the Letter of Understanding to purchase the Emprise Bank building from Community National Bank, striking the last paragraph, and to allow City staff to process the necessary paperwork for the completion of the purchase, with the amount of the lease-purchase to be determined at a later date. Six

voted aye (Aikins, Crawford, Julich, McReynolds, Murrow and Walburn), two voted nay (Griffith and Weilert). Motion carried.

It was the consensus of the Council to choose signage for the outside of the new City Hall building at a later date.

Motion by Julich, second by Walburn to adopt Ordinance No. 1446, an ordinance annexing land into the City of Humboldt, Kansas, pursuant to K.S.A. 12-520(a)(2), K.S.A. 12-520(a)(7) and K.S.A. 12-520c. Motion carried unanimously.

Motion by Julich, second by Crawford to adopt Ordinance No. 1448, an ordinance amending the Zoning District Map of the City of Humboldt, Kansas. Motion carried unanimously.

Discussion was held concerning the nuisance property located at 114 Mulberry (owner Ken Rowe). City Attorney Fred Works said he will follow up on this and if nothing is done to the property, Rowe will be cited in Humboldt Municipal Court.

Councilmembers issued an order of abatement for the nuisance property at 317 N. 4th at the October Council meeting. Jeff Comstock was present, stating he had purchased the property and would like to remodel the house and live there. Motion by Aikins, second by McReynolds that the property not be demolished and that a six month building permit be issued to Comstock. Motion carried unanimously.

Motion by Walburn, second by McReynolds to adopt Ordinance No. 1447, an ordinance amending the rates to be charged for sewer service by the City of Humboldt, Kansas, and amending Section 15-323 of the Humboldt Municipal Code and repealing the existing section thereof, to be effective with the December 2009 utility billing. Six voted aye (Aikins, Griffith, Julich, McReynolds, Murrow and Walburn), two voted nay (Crawford and Weilert). Motion carried.

Motion by Murrow, second by Aikins that the City enter into an agreement with nCourt, Woodstock, Georgia, to provide on-line utility and court payments, with an update to be given to the Council in six months as to how the process is working out. Motion carried unanimously.

Motion by Julich, second by Crawford to approve lighting for the Walking Trail. Motion carried unanimously.

Motion by Murrow, second by Julich that the walking trail be named Centennial Trail. Motion carried unanimously. A notation will be added to the sign, stating it was funded by Sunflower Foundation.

Dedication for Centennial Trail will be Friday, November 20, at 3:00 p.m.

City Administrator Larry Tucker reported on the following: Veteran's Day celebration at the City Square, Wednesday, November 11, with the Humboldt High School Band and Color Guard from Yates Center; Public Square Communities annual conference in Hutchinson on November 19-20, Mayor and City Administrator to attend; Dollar General Store making progress with plans to open by the end of the year; grant has been filed for

the Senior Housing Project near Arrowood Assisted Living Center; and the Humboldt Planning Commission is still reviewing the zoning regulations.

Motion by Murrow, second by Aikins that the Governing Body recess to executive session as authorized by the Open Meetings Law for the exception of discussion of real estate matters for 15 minutes. Meeting will be recessed for 15 minutes at 8:30 p.m. and will resume regular session at 8:45 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 8:46 p.m.

Motion by Aikins, second by McReynolds that the two City-owned lots at 1212 Mulberry be given to Unified School District 258 in exchange for an agreement they would be used for the Building and Trades class to construct a house, the school district would pay the 2009 property taxes, and also waive the right to apply for a Neighborhood Revitalization tax rebate. Motion carried unanimously.

Motion by McReynolds, second by Murrow to adjourn. Motion carried unanimously. Meeting adjourned at 8:55 p.m.

/s/ Robert Sharp
Mayor

ATTEST:

/s/ Jean M. Flores
City Clerk