

CITY OF HUMBOLDT
REGULAR CITY COUNCIL MEETING
MINUTES
MONDAY, NOVEMBER 10, 2008 - 7:00 P.M.

The Council met in regular session on Monday, November 10, 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, Walburn, Weilert and Crawford. Councilmembers Griffith and Murrow were absent. Also present were: City Attorney Fred Works, 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 Crawford gave the invocation.

Motion by Aikins, second by Julich to amend the agenda and add 1a.-City seal contest winners. Motion carried unanimously.

Winners of the City seal contest were: 1st place-Elijah Farran-\$150 cash prize; 2nd place-Grayson Pearish; and 3rd place-Chris Bauer. Each winner received a \$25 gift certificate to Moon's Hometown Market. The designs will be given to the Council and a design will be chosen as the new City seal to be displayed on City vehicles.

There were no public comments.

Motion by McReynolds, 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 Special Council Meeting September 29 and Regular Council Meeting October 21, 2008
- b. Warrant Ordinance No. 1661 dated October 29, 2008 in the amount of \$28,745.87 and Warrant Ordinance No. 1662 dated November 10, 2008 in the amount of \$138,694.08
- c. Consider Ordinance No. 1434 to update maintenance and operations of City gas distribution system

The annual adoption of the City weed ordinance was tabled until 2009.

Motion by Julich, second by Walburn to authorize approval of the service agreement for residential and commercial refuse disposal service between the City and JKS Sanitation as modified by City Attorney Works. Motion carried unanimously.

Scott Shreve, EMG Inc., recommended the City continue its agreement with Kansas Municipal Gas Agency for the purchase of natural gas, subject to the City being allowed to set pricing based upon the First of Month Indexing method. The matter was tabled until the December meeting.

A letter to rescind the City's withdrawal from the Kansas Municipal Gas Agency to be approved by the Council was tabled to the December council meeting.

The presentation by David Toland, Thrive, Inc., to prepare a grant application with the Kansas Sunflower Foundation for bicycle lanes was tabled until a later date.

An ordinance to consider a Drainage Fund was tabled to the December council meeting so the specifics can be reviewed by City Attorney Works and City Administrator Tucker.

Motion by Crawford, second by Aikins to approve the by-laws for the City Planning Commission/Zoning Board of Appeals. Motion carried unanimously.

Motion by Aikins, second by Crawford to adopt Resolution No. 11-10-08A, a resolution adopting changes to the guidelines and procedures for Economic Development Revolving Loan Funds, and to strike the portion that at least 51% of these new permanent jobs must directly benefit low-to-moderate income persons. Motion carried unanimously.

Motion by Julich, second by Walburn to authorize the Mayor to sign a letter of understanding to confirm the understanding between the City of Humboldt and Community National Bank regarding the purchase of the Emprise Bank building and its contents. Motion carried unanimously.

Motion by Aikins, second by Walburn to allow Roy Fritch, 8th Street Auto, an additional 90 days to complete the fencing around his auto salvage at 821 N. 8th. Five voted aye (Aikins, Crawford, Julich, McReynolds and Walburn), one nay (Weilert). Motion carried.

A motion was made and later withdrawn by Aikins to allow Joe Weiner a 90 day extension to complete work on his property at 1410 Elm.

Motion by McReynolds, second by Aikins to allow a 30 day extension to Joe Weiner to abate the nuisance at his property at 1410 Elm (outside premises and land) by leveling the ground and cleaning up the outside which would allow him to set whatever City utilities are needed and a 90 day extension on the current building permit to bring the inside up to City Code and if the outside premises and land work is not done within the 30 days a court citation will be issued. Four voted aye (Aikins, Julich, McReynolds and Walburn), two nay (Crawford and Weilert). Motion carried.

Motion by Julich, second by Aikins to adopt Resolution No. 11-10-08B, a resolution to establish new pay plans for the employees of the City of Humboldt which include a 2% pay step adjustment plus a 1% cost of living adjustment for 2009. Motion carried unanimously.

City Administrator Tucker reported on the following: Swimming pool groundbreaking November 15 at 11 a.m.; Rebuilding the Public Square meeting November 18; City Planning Commission/Zoning Board of Appeals to meet November 19 at 6:30 p.m.; and a Special Council Meeting November 24 at 7:00 p.m. to review gas rates and consider micro utility vehicles.

Motion by Julich, second by Walburn that the Governing Body recess to executive session as authorized by the Open Meetings Law for the exception of discussion of real estate for 10 minutes. Meeting will be recessed for 10 minutes at 8:55 p.m. and will resume regular session at 9:05 p.m. in the Humboldt Public Library meeting room.

Mayor Sharp, City Administrator Tucker and City Attorney Works were requested to be present in executive session. Motion carried unanimously.

The meeting resumed regular session at 9:05 p.m. Motion by Aikins, second by McReynolds to 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 9:05 p.m. and will resume regular session at 9:10 p.m. in the Humboldt Public Library meeting room. Mayor Sharp, City Administrator Tucker and City Attorney Works were requested to be present in executive session. Motion carried unanimously.

The meeting resumed regular session at 9:10 p.m. Motion by Walburn, second by Crawford to adjourn. Motion carried unanimously. Meeting adjourned at 9:15 p.m.

/s/ Robert Sharp
Mayor

ATTEST:

/s/ Jean M. Flores
City Clerk