

CITY OF HUMBOLDT
REGULAR CITY COUNCIL MEETING
MINUTES
MONDAY, DECEMBER 12, 2011 - 7:00 P.M.

The Council met in regular session on Monday, December 12, 2011 at 7:00 p.m. in the Community Room at City Hall. Mayor Davis called the meeting to order at 7:00 p.m. with the following Councilmembers present: Aikins, Crawford, Julich, Shreeve, Slater and Walburn. Councilmember Smith was absent. Also present were City Administrator Larry Tucker, City Attorney Fred Works, City Clerk Jean Flores and Chief of Police Brian Dillow.

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

Under Public Comments, Bill Maness introduced himself as District Representative for Jerry Moran, and offered his assistance to the citizens of Humboldt.

Motion by Julich, 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 the Regular Council meeting November 14, 2011
- b. Warrant Ordinance No. 1737 dated November 30, 2011 in the amount of \$34,211.64 and Warrant Ordinance No. 1738 dated December 12, 2011 in the amount of \$87,157.24
- c. Approval of cereal malt beverage licenses for 2012: Dennis W. Guenther, d/b/a Tip On In, Johnson's General Store #24, Pete's 31, Monica Gomez, d/b/a Estrellita Mexican Restaurant and Moon's Hometown Market
- d. Approve appointment of Volunteer Firefighters (Nathan Ellison, Michael Barfoot, David Ellsworth and Randy Modlin)
- e. Approve appointment of Assistant Fire Chief (First Assistant Roger Vincent and Second Assistant Donnie VanLeeuwen)

Motion by Aikins, second by Shreeve to appoint JoAnn Roether as Councilmember, Ward 1, Position 2, to fill the unexpired term of Wayne Carson 2011-2015. Motion carried unanimously. JoAnn Roether was then sworn in by City Clerk Jean Flores.

A Public Hearing was opened at 7:10 p.m. to hear public comments on amending the 2011 Budget. There being no public comments, the Public Hearing was closed at 7:11 p.m.

Motion by Julich, second by Aikins to approve the 2011 Amended Budget. Motion carried unanimously.

Bryan Knight, independent manufacturer's representative for the Asphalt Zipper, was present to answer questions on the portable reclamation street machine as City Administrator Larry Tucker explained the benefits of purchasing such a machine for City use. The presentation was for discussion only and can be pursued at a later date if Councilmembers are interested.

Motion by Aikins, second by Roether to adopt Ordinance No. 1467, 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. Motion carried unanimously.

Ordinance No. 1467 will raise the base sewer rates by \$3.00 per month beginning with the January 2012 utility billing.

Motion by Julich, second by Slater to enter into an agreement to amend the Kansas Water Pollution Control Revolving Fund (KWPCRF) loan with the Kansas Department of Health and Environment, KWPCRF Project No. C20 1708 01. Motion carried unanimously.

A lengthy discussion was held concerning the Humboldt Planning Commission's Comprehensive Plan that was presented to Councilmembers for discussion and approval. Several citizens that reside outside City Limits were present and expressed their disapproval of the Comprehensive Plan, fearing this is the City's way of annexing them into City Limits. City Attorney Fred Works explained there is no policy being presented, only a place for growth to begin in case the opportunity presents itself in the future. Mayor Nobby Davis stated that anyone with questions or concerns should contact City Hall to set up an appointment with himself, the City Attorney and City Administrator so the matter could be better explained, and that the council meeting was not the time or place to go into such lengthy detail. As the concerned citizens wanted the Councilmembers to hear their thoughts on this issue, it was suggested they be invited to a combination Special Council Meeting/Humboldt Planning Commission meeting on January 4 at 7:00 p.m.

Motion by Aikins, second by Roether that a Special Council Meeting be held Wednesday, January 4, 2012 at 7:00 p.m. in the Community Room at City Hall in conjunction with the regularly scheduled Planning Commission meeting to discuss all public concerns of the Comprehensive Plan. Motion carried unanimously.

Motion by Shreeve, second by Walburn to accept the low bid of Jarred, Gilmore and Phillips, Chanute, Kansas, for the 2011 and 2012 City financial audits. Motion carried unanimously.

Bids were received from the following:

<i>Jarred, Gilmore and Phillips</i>	<i>\$4,600 (No single audit for grants-2011)</i>
<i>Chanute, Kansas</i>	<i>\$6,300 (Includes single audit for grants-2011)</i>
	<i>\$4,700 (No single audit for grants-2012)</i>
	<i>\$6,500 (Includes single audit for grants-2012)</i>
<i>Lowenthal, Webb & Oldermann</i>	<i>\$8,450 (No single audit for grants-2011)</i>
<i>Lawrence, Kansas</i>	<i>\$10,450 (Includes single audit for grants-2011)</i>
	<i>\$8,600 (No single audit for grants-2012)</i>
	<i>\$10,600 (Includes single audit for grants-2012)</i>

Motion by Aikins, second by Julich to begin the abatement process by official notice on nuisance properties at 323 Sycamore (owner Don Meyer) and 1109 Pecan (owner Gail Cheney); to allow 60 days to correct the nuisance condition at 608 New York (owner

Ruth Barfoot); and to check for safety violations and fire code violations at the nuisance property at 802 Bridge (owner LaVetta Creekmore). Motion carried unanimously.

City Administrator Larry Tucker reported on the following: The new storm siren located in Cannon Park is being tested regularly and as soon as it is working properly, the old siren will be relocated by Washington Electronics; one new resident has moved into the Sterling Ridge Senior Housing, openings are still available; Department Heads recently completed Americans with Disabilities Act (ADA) training City Hall and the City is working on ADA compliance; recreational vehicle usage at Camp Hunter will be promoted with possible signage on Highway 169.

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 non-elected personnel for 10 minutes. Meeting will be recessed for 10 minutes at 8:40 p.m. and will resume regular session at 8:50 p.m. in the Community Room at City Hall. Mayor Davis, City Administrator Larry Tucker and City Attorney Fred Works were requested to be present in executive session. Motion carried unanimously.

The meeting resumed regular session at 8:50 p.m. and no action was taken.

Motion by Roether, second by Shreeve to adjourn. Motion carried unanimously. Meeting adjourned at 8:52 p.m.

/s/Nobby Davis
Mayor

ATTEST:

/s/ Jean M. Flores
City Clerk