

MINUTES OF THE JULY 20, 2015 MEETING OF THE HUMBOLDT CITY COUNCIL

The Humboldt City Council met in regular session on Monday July 20, 2015 in the Council Chambers of the Humboldt Municipal Building. Mayor Walter Jensen called the meeting to order at 5:30 PM. Council Members present: Goodell, Sleiter, Scholl, and Davis. Absent: Rusher.

Motion by Goodell, Second by Sleiter to approve the agenda as printed. (4) Ayes, motion carried.

Motion by Sleiter, Second by Davis to approve the minutes of the July 6, 2015 regular Council Meeting. (4) Ayes, motion carried.

Clint Fishel of PeopleService, Inc. presented the June PeopleService reports. He updated the Council on the water plant project; there are a few items left on the punch list to be addressed. He also updated the Council on repairs on the clarifier and some pumps at the wastewater treatment plant. The reed bed replacement has been rescheduled for this fall.

The Mayor reviewed a message to the Council explaining his veto of Resolution No. 2015-55. This resolution authorized the payment of Pay Estimate #14 from Godberson-Smith Construction Company for the Sumner Avenue Bridge Project, in the amount of \$200,726.34. The resolution was approved by the Council at the July 6, 2015 regular meeting. Upon further review, it was determined that there would not be a sufficient balance due to the contractor to cover any liquidated damages the Council chooses to impose for delays in the completion of the project. The Project Engineer will submit a revised pay estimate for the next regular Council meeting which will take into account an estimate of total liquidated damages.

Cory Larson, of Voltage Ink Shop was present to request a street closure for a grand opening event for his new business. The Council expressed concern about the volume level of the band, the ability of neighbors to get in and out of their driveways, and the hours of the event. It was suggested that the band stop playing at 9:00 PM instead of 10:00 PM. Mr. Larson assured the Council that the band would face Sumner Avenue rather than the residential area, that provisions would be made for neighbors to get through, and the band will play from 2:00 to 9:00 PM. The street closure will be until 10:00 to allow for cleanup.

Motion by Sleiter, Second by Davis to approve a street closure request by the Voltage Ink Shop for a Grand Opening/Block Party on Saturday, July 25, from 2:00 PM until 10:00 PM. (4) Ayes, motion carried.

Mayor Jensen announced that this was the time and place for the public hearing and meeting on the matter of the proposal to approve and authorize execution of a Development Agreement by and among the City of Humboldt, Mitchell Aaron Fridolfson and North Central Iowa Service, LLC, and that notice of the proposed action by the Council to enter into said Agreement had been published pursuant to the provisions of Section 364.6 of the City Code of Iowa, and opened the public hearing at 5:59 PM.

The City Administrator reviewed the provisions of the proposed Development Agreement. Mr. Fridolfson is constructing a building to house his business and a new retail hardware store. The

agreement includes a five-year tax rebate starting at 100% and decreasing by 20% each year. The minimum improvement for the agreement is estimated at \$500,000, and the maximum rebate will be \$50,000 over the five years.

The Mayor then asked the Clerk whether any written objections had been filed by any City resident or property owner to the proposed action. The Clerk advised the Mayor and the Council that no written objections had been filed. The Mayor then called for oral objections and none were made. Whereupon, the Mayor declared the time for receiving oral and written objections to be closed.

There being no more comments or objections on the matter of the proposal to approve and authorize execution of a Development Agreement by and among the City of Humboldt and Mitchell Aaron Fridolfson and North Central Iowa Service, LLC, Mayor Jensen closed the public hearing at 6:05 PM.

This being the time and place for the scheduled Public Hearing on the vacation of a parcel of land located in the Wildwood Addition to the City of Humboldt, Humboldt County, Iowa, Mayor Jensen opened the public hearing at 6:05 PM.

The City Administrator reviewed the proposed vacation of a small parcel of land in Wildwood Addition for Ryan and Abbey Harklau, abutting property owners. The Harklaus have offered to purchase the parcel for \$0.19/square foot to enable them to better situate the house they plan to build on the existing lot.

There were no further comments from the City Administrator, Mayor or Council, and no written comments or objections to the matter have been received. There were no further comments or objections from the general public in attendance.

There being no more comments or objections on the vacation of a parcel of land located in the Wildwood Addition to the City of Humboldt, Humboldt County, Iowa, Mayor Jensen closed the public hearing at 6:07 PM.

This being the time and place for the scheduled Public Hearing on the vacation of a parcel of land located in the Eagle Ridge Addition to the City of Humboldt, Humboldt County, Iowa, Mayor Jensen opened the public hearing at 6:07 PM.

The City Administrator explained that this was the second of two parcels to be vacated and purchased by Ryan and Abbey Harklau. The additional parcel will also enable the platting of an additional lot in the area.

There were no further comments from the City Administrator, Mayor or Council, and no written comments or objections to the matter have been received. There were no further comments or objections from the general public in attendance.

There being no more comments or objections on the vacation of a parcel of land located in the Eagle Ridge Addition to the City of Humboldt, Humboldt County, Iowa, Mayor Jensen closed the public hearing at 6:08 PM.

Motion by Goodell, Second by Scholl to approve the following proposed Resolution No. 2015-57: :
“A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT BY AND AMONG THE CITY OF HUMBOLDT, MITCHELL AARON FRIDOLFSON AND NORTH CENTRAL IOWA SERVICE LLC.”

Roll Call Vote: Ayes – Goodell, Sleiter, Scholl, and Davis. Motion carried.

City Engineer David Doxtad presented plans for the Eagle Ridge Addition – Phase 2.

Motion by Sleiter, Second by Goodell to approve the following proposed Resolution No. 2015-58:
“A RESOLUTION ORDERING THE CONSTRUCTION OF THE EAGLE RIDGE ADDITION – PHASE II, IN THE CITY OF HUMBOLDT, IOWA, SETTING A PUBLIC HEARING ON THE PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATED COST, AND DIRECTING THE PUBLICATION OF NOTICE TO BIDDERS.”

Roll Call Vote: Ayes – Sleiter, Scholl, Davis, and Goodell. Motion carried.

Motion by Goodell, Second by Sleiter to approve the first reading of the following proposed ordinance: “AN ORDINANCE PROVIDING FOR THE VACATION OF A PARCEL OF LAND LOCATED IN THE WILDWOOD ADDITION TO THE CITY OF HUMBOLDT, HUMBOLDT COUNTY, IOWA, AND FURTHER PROVIDING FOR THE DISPOSAL OF SAID PARCEL BY CONVEYING IT TO THE OWNERS OF THE ADJOINING PROPERTY.”

Roll Call Vote: Ayes – Scholl, Davis, Goodell, and Sleiter. Motion carried.

Motion by Sleiter, Second by Scholl to waive the second and third readings of the aforementioned Ordinance.

Roll Call Vote: Ayes – Davis, Goodell, Sleiter, and Scholl. Motion carried.

Motion by Scholl, Second by Goodell to approve the final reading of the aforementioned Ordinance and direct the City Clerk to publish the Ordinance as Ordinance No. 2015-04.

Roll Call Vote: Ayes – Goodell, Sleiter, Scholl, and Davis. Motion carried.

Motion by Sleiter, Second by Goodell to approve the first reading of the following proposed ordinance: “AN ORDINANCE PROVIDING FOR THE VACATION OF A PARCEL OF LAND LOCATED IN THE EAGLE RIDGE ADDITION TO THE CITY OF HUMBOLDT, HUMBOLDT COUNTY, IOWA, AND FURTHER PROVIDING FOR THE DISPOSAL OF SAID PARCEL BY CONVEYING IT TO THE OWNERS OF THE ADJOINING PROPERTY.”

Roll Call Vote: Ayes – Sleiter, Scholl, Davis, and Goodell. Motion carried.

Motion by Scholl, Second by Davis to waive the second and third readings of the aforementioned Ordinance.

Roll Call Vote: Ayes – Scholl, Davis, Goodell, and Sleiter. Motion carried.

Motion by Sleiter, Second by Scholl to approve the final reading of the aforementioned Ordinance and direct the City Clerk to publish the Ordinance as Ordinance No. 2015-05.

Roll Call Vote: Ayes – Davis, Goodell, Sleiter, and Scholl. Motion carried.

Motion by Goodell, Second by Scholl to adjourn the City Council Meeting at 6:26 PM. (4) Ayes, motion carried.

Motion by Goodell, Second by Scholl to come to order as Drainage District 13A Trustees at 6:26 PM. (4) Ayes, motion carried.

Motion by Goodell, Second by Sleiter to adjourn the session of the Drainage District 13A Trustees at 6:46 PM. (4) Ayes, motion carried.

Motion by Goodell, Second by Scholl to reconvene as the Humboldt City Council at 6:46 PM. (4) Ayes, motion carried.

Other Items Discussed: City Administrator – Announced that Channel 13’s RVTV will broadcast from Humboldt on September 9th for its annual Iowa/Iowa State pre-game coverage. A committee is being formed to coordinate activities for the event, which will be similar to a Downtown Sounds with tailgating. Lots of volunteers are needed to make this a fun and successful event. He also updated the Council on the Sumner Avenue Bridge and the Sumner Avenue Hill projects. Finally, he summarized steps to be taken to address the Emerald Ash Borer threat to the ash trees in the City parks and other areas. Mayor – Encouraged stepped-up ordinance enforcement, particularly regarding grass clippings in the streets and cars parked where they shouldn’t be.

Motion by Goodell, Second by Sleiter to approve entering into Closed Session to discuss personnel issues as requested by the employee as per Iowa Code Chapter 21.5 (1) [i] at 7:09 PM.

Roll Call Vote: Ayes – Goodell, Sleiter, Scholl, and Davis. Motion carried.

Motion by Goodell, Second by Scholl to approve ending the Closed Session and going back into Open Session at 7:49 PM.

Roll Call Vote: Ayes – Sleiter, Scholl, Davis, and Goodell. Motion carried.

Motion by Sleiter, Second by Goodell to schedule Monday, August 3, 2015 at 5:30 PM as the date and time for the next regular meeting of the Humboldt City Council and to adjourn this session at 7:50 PM. (4) Ayes, motion carried.

Walter Jensen, Mayor

Attest: _____
Gloria J. Christensen, City Clerk