

MINUTES OF THE AUGUST 7, 2017 MEETING OF THE HUMBOLDT CITY COUNCIL

The Humboldt City Council met in regular session on Monday, August 7, 2017 in the Council Chambers of the Humboldt Municipal Building. Mayor Daniel Scholl called the meeting to order at 5:30 PM. Council Members present: Sleiter, Vermeer, and Davis. Absent: Goodell and Whittlesey.

Motion by Davis, Second by Vermeer to approve the following Consent Agenda items: 1) the agenda as printed; 2) the Minutes of the July 17, 2017 Council Work Session; 3) the Minutes of the July 31, 2017 special Council Meeting; 4) the Minutes of the August 1, 2017 special Council Meeting;; 5) the July Investment Report; 6) the July claims; 7) a new 5-Day Class C Liquor License for the Midwest Polka Fest, effective September 1 - 5, 2017; and 8) a new 6-month Class C Liquor License, Sunday Sales Privilege, and Outdoor Service Area for Lincoln Poldervaart, d/b/a The Prowler (pending dram shop certification). (3) Ayes, motion carried.

Motion by Vermeer, Second by Sleiter to approve the following proposed Resolution No. 2017-66: “A RESOLUTION APPROVING A 28E LAW ENFORCEMENT CONTRACT BETWEEN THE CITY OF HUMBOLDT AND HUMBOLDT COUNTY TO DESIGNATE THE HUMBOLDT COUNTY SHERIFF AS RESPONSIBLE FOR THE ADMINISTRATION, SUPERVISION, AND DIRECTION OF THE CITY OF HUMBOLDT POLICE DEPARTMENT.”

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

Motion by Sleiter, Second by Davis to approve the following proposed Resolution No. 2017-67: “A RESOLUTION RATIFYING, CONFIRMING AND APPROVING PUBLICATION OF NOTICE OF PUBLIC HEARING FOR THE ISSUANCE OF NOT TO EXCEED \$1,000,000 GENERAL OBLIGATION CAPITAL LOAN NOTES.”

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

This being the time and place for the public hearing and meeting on the matter of the authorization of a Loan Agreement and the issuance of not to exceed \$1,000,000 General Obligation Capital Loan Notes, of the City of Humboldt, State of Iowa, in order to provide funds to pay the costs of aiding in the planning and undertaking of one or more urban renewal projects in the South Residential Urban Renewal Area, as amended, including the construction of public improvements related to housing and residential development, for essential corporate purposes, the Mayor opened the public hearing at 5:35 PM. He stated that notice of the proposed action by the Council to institute proceedings for the authorization of the Loan Agreement and the issuance of the Notes and the right to petition for an election had been published as provided by Sections 384.24(3)(q), 384.24A, 384.25 and 403.12 of the Code of Iowa, and the Mayor then asked the City Clerk whether any petition had been filed in the Clerk's Office, as contemplated in Section 362.4 of the Code of Iowa, and the Clerk reported that no such petition had been filed, requesting that the question of issuing the Notes be submitted to the qualified electors of the City.

Scott Stevenson of DA Davidson was present to review the terms of the proposed issuance and answer questions.

The Mayor then asked the Clerk whether any written objections had been filed by any resident or property owner of the City to the issuance of the Notes. The Clerk advised the Mayor and the Council that no written objections had been filed. The Mayor then called for oral objections to the issuance of the Notes and none were made. Whereupon, the Mayor declared the time for receiving oral and written objections to be closed. The Mayor then declared the hearing on the authorization of entering into a Loan Agreement and the issuance of the Notes to be closed at 5:43 PM.

Motion by Sleiter, Second by Vermeer to approve the following proposed Resolution No. 2017- 68: “A RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$1,000,000 GENERAL OBLIGATION CAPITAL LOAN NOTES.”

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

Motion by Vermeer, Second by Davis to approve the following proposed Resolution No. 2017-69: “A RESOLUTION APPROVING THE PRELIMINARY OFFICIAL STATEMENT FOR \$910,000 (DOLLAR AMOUNT SUBJECT TO CHANGE) GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2017.”

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

Nick Frederickson and Nick Buse of ISG were present to review the progress of ongoing projects, as well as the bids received for the Eagle Ridge Phase III project.

Motion by Sleiter, Second by Davis to approve the following proposed Resolution No. 2017-70: “A RESOLUTION APPROVING CONTRACT CHANGE ORDER NO. 3 WITH DENVER UNDERGROUND OF DENVER, IOWA FOR THE LEWIS STREET STORM SEWER RECONSTRUCTION PROJECT FOR A NET DECREASE IN CONTRACT PRICE OF \$9,751.00.”

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

Motion by Davis, Second by Sleiter to approve the following proposed Resolution No. 2017-71: “A RESOLUTION APPROVING PAY ESTIMATE NO. 3 WITH DENVER UNDERGROUND OF DENVER, IOWA IN THE AMOUNT OF \$475.00 FOR THE LEWIS STREET STORM SEWER RECONSTRUCTION PROJECT.”

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

Motion by Sleiter, Second by Vermeer to approve the following proposed Resolution No. 2017-72: “A RESOLUTION ACCEPTING THE ENGINEER’S STATEMENT OF SUBSTANTIAL COMPLETION, APPROVING PAY ESTIMATE NO. 4 (FINAL) WITH DENVER UNDERGROUND OF DENVER, IOWA IN THE AMOUNT OF \$10,338.75, AND AUTHORIZING THE RELEASE OF FINAL PAYMENT 30 DAYS FROM THE DATE OF THIS ACCEPTANCE FOR THE LEWIS STREET STORM SEWER RECONSTRUCTION PROJECT.”

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

Motion by Vermeer, Second by Davis to approve the following proposed Resolution No. 2017-73: “A RESOLUTION APPROVING PAY ESTIMATE NO. 2 WITH MUNICIPAL PIPE TOOL CO., LLC OF HUDSON, IOWA FOR THE SANITARY SEWER COLLECTION SYSTEM IMPROVEMENTS PROJECT IN THE AMOUNT OF \$69,597.15.”

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

Motion by Sleiter, Second by Davis to approve the following proposed Resolution No. 2017-74: “A RESOLUTION ACCEPTING A BID AND AUTHORIZING THE MAYOR TO SIGN THE CONTRACT DOCUMENTS FOR THE 2017 EAGLE RIDGE ADDITION – PHASE III PROJECT.”

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

Motion by Vermeer, Second by Sleiter to approve the first reading of the following proposed ordinance: “AN ORDINANCE AMENDING THE CODE OF ORDINANCES AND OFFICIAL ZONING MAP OF THE CITY OF HUMBOLDT, IOWA BY RE-CLASSIFYING CERTAIN REAL ESTATE FROM AN R-1 RESIDENTIAL ZONING DISTRICT TO AN R-3 MULTIPLE-FAMILY RESIDENTIAL ZONING DISTRICT WITH CERTAIN RESTRICTIONS.”

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

Motion by Vermeer, Second by Davis to waive the second and third readings of the aforementioned ordinance and to direct the City Clerk to publish it as Ordinance No. 2017-06.

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

Motion by Vermeer, Second by Davis to approve the second reading of the following proposed ordinance: “AN ORDINANCE AMENDING ORDINANCE NO. 00-05, 2013-16 AND 2015-07, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE AMENDED SOUTH RESIDENTIAL URBAN RENEWAL AREA, IN THE CITY OF HUMBOLDT, COUNTY OF HUMBOLDT, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF HUMBOLDT, COUNTY OF HUMBOLDT, HUMBOLDT COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY THE CITY IN CONNECTION WITH THE AMENDED SOUTH RESIDENTIAL URBAN RENEWAL AREA (AMENDMENT NO. 3 TO THE SOUTH RESIDENTIAL URBAN RENEWAL PLAN).”

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

Motion by Sleiter, Second by Davis to approve the first reading of the following proposed ordinance: “AN ORDINANCE PROVIDING FOR THE OPERATION OF GOLF CARTS AND ATVs/ORVs ON CITY STREETS.”

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

Motion by Vermeer, Second by Sleiter to schedule Monday, August 21, 2017 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 6:07 PM. (3) Ayes, motion carried.

Daniel E. Scholl, Mayor

Attest: _____
Gloria J. Christensen, City Clerk