

MINUTES OF THE NOVEMBER 7, 2022 MEETING OF THE HUMBOLDT CITY COUNCIL

The Humboldt City Council met in regular session on Monday, November 7, 2022 in the Council Chambers of the Humboldt Municipal Building. Mayor Daniel E. Scholl called the meeting to order at 5:30 PM. Council Members present: Goodell, Sleiter, and Dominick, and Whittlesey.

Prior to calling the meeting to order, Mayor Scholl recognized Council Member Mike Worthington's contributions to the community and held a moment of silence in his honor.

Motion by Dominick, Second by Whittlesey to approve the following Consent Agenda items: 1) the agenda as printed; 2) the minutes of the October 7, 2022 regular Council meeting; 3) the minutes of the October 21, 2022 special Council meeting; 4) the minutes of the October 25, 2022 special Council meeting ; 5) the October Investment Report; 6) the October Treasurer's Report; 7) the October claims; and 8) the renewal of a Class E Liquor License, Class B Native Wine Permit, Class C Beer Permit, and Sunday Sales Privilege for Kimmes Enterprises LLC d/b/a Kimmes Humboldt Country Store #14. (4) Ayes, motion carried.

The City Administrator reviewed his Council Report.

Motion by Sleiter, Second by Whittlesey to approve the FY 2021-2022 Annual Financial Report. (4) Ayes, motion carried.

Motion by Dominick, Second by Whittlesey to approve the FY 2021-2022 Street Finance Report. (4) Ayes, motion carried.

Motion by Dominick, Second by Sleiter to approve a request from Cory Larson to close portions of 8th Street North, Sumner Avenue, and 1st Ave North on November 26, 2022 for the Lighted Parade. (4) Ayes, motion carried.

This being the time and place for the scheduled public hearing and meeting on the matter of the proposal to approve and authorize execution of a Purchase, Sale, and Development Agreement by and between the City of Humboldt and Harvey Remodeling Company, LLC, Mayor Scholl opened the public hearing at 5:40 PM. Notice of the proposed action by the Council to enter into said Agreement was published pursuant to the provisions of Section 362.3, Code of Iowa.

The City Administrator reviewed the provisions of the sale of the property and the proposed Development Agreement with Harvey Remodeling Company, LLC.

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. The public hearing was closed at 5:43 PM.

Motion by Dominick, Second by Whittlesey to approve the following proposed Resolution No. 2022-72: "A RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A PURCHASE, SALE, AND DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF HUMBOLDT AND HARVEY REMODELING COMPANY, LLC."

Roll Call Vote: Ayes – Goodell, Sleiter, Dominick, and Whittlesey. Motion carried.

Motion by Goodell, Second by Sleiter to approve the following proposed Resolution No. 2022-73: “A RESOLUTION APPROVING THE REQUEST FROM HTC GROUP LIMITED TO ASSIGN THE AGREEMENT FOR PRIVATE DEVELOPMENT AND TRANSFER ALL OBLIGATIONS OF SAID AGREEMENT BETWEEN THE CITY OF HUMBOLDT AND HLT LIMITED TO HTC GROUP LIMITED.”

Roll Call Vote: Ayes – Sleiter, Dominick, Whittlesey, and Goodell. Motion carried.

Motion by Sleiter, Second by Dominick to postpone the consideration of the following proposed Resolution No. 2022-74: “A RESOLUTION APPROVING CONTRACT CHANGE ORDER NO. 2 WITH ANDERSON DRAINAGE & EXCAVATION OF RUTLAND, IOWA FOR THE 2022 BANK STABILIZATION PROJECT FOR A NET INCREASE IN CONTRACT PRICE OF \$33,670.00.”

Roll Call Vote: Ayes – Dominick, Whittlesey, Goodell, and Sleiter. Motion carried.

Motion by Dominick, Second by Sleiter to approve the following proposed Resolution No. 2022-75: “A RESOLUTION APPROVING PAY ESTIMATE NO. 3 (FINAL) WITH ANDERSON DRAINAGE & EXCAVATION OF RUTLAND, IOWA FOR THE 2022 BANK STABILIZATION PROJECT IN THE AMOUNT OF \$11,060.68.”

Roll Call Vote: Ayes – Whittlesey, Goodell, Sleiter, and Dominick. Motion carried.

Motion by Sleiter, Second by Whittlesey to approve the first reading of the following proposed ordinance: “AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF HUMBOLDT, IOWA BY AMENDING CHAPTER 65, SECTION 10, PERTAINING TO OFFICIAL TRAFFIC CONTROLS.”

Roll Call Vote: Ayes – Sleiter, Dominick, and Whittlesey. Nay – Goodell. Motion carried.

Motion by Sleiter, Second by Whittlesey to suspend the rules and waive the second and third readings of the aforementioned ordinance and to direct the City Clerk to publish it as Ordinance No. 2022-02.

Roll Call Vote: Ayes – Sleiter, Dominick, and Whittlesey. Nay – Goodell. Motion failed.

Motion by Whittlesey, Second by Dominick to schedule Monday, November 21, 2022 at 5:30 PM as the date and time for the next regular meeting of the Humboldt City Council and adjourn this session at 6:05 PM. (4) Ayes, motion carried.

Daniel E. Scholl, Mayor

Attest: _____
Gloria J. Christensen, City Clerk