

**MINUTES OF THE DECEMBER 3, 2012 MEETING  
OF THE HUMBOLDT CITY COUNCIL**

The Humboldt City Council met in regular session on Monday, December 3, 2012 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, Boomgarden, Rusher, and Hadar.

Motion by Rusher, Second by Goodell to approve the agenda as printed. (5) Ayes, motion carried.

Motion by Sleiter, Second by Goodell to approve the minutes of the November 19, 2012 regular Council meeting. (5) Ayes, motion carried.

Motion by Goodell, Second by Hadar to approve the Treasurer's Monthly Investment Report. (5) Ayes, motion carried.

Motion by Rusher, Second by Goodell to approve the claims for November. (5) Ayes, motion carried.

Ron Riedinger addressed the Council regarding damage a beaver is causing to trees in the 9<sup>th</sup> Street South neighborhood.

Clint Fishel presented the PeopleService monthly reports, including an update on the water plant renovation project. He also reported that the sewer cleaning project is nearing completion.

This being the time and place for the scheduled Public Hearing to review bids received for the demolition of public property, Mayor Jensen opened the public hearing at 5:37 PM.

The City Administrator reported that three bids were received for the demolition of the building at 611/613/615 Sumner Avenue. The bids were as follows:

Sande Construction, Humboldt, IA	\$223,865
Schau Towing & Salvage, Ida Grove, IA	\$282,000
Beemer Companies, Fairmont, MN	\$378,000

The project engineer has recommended the award of the contract to Sande Construction of Humboldt, as the lowest responsive bidder for the project.

Depending on weather conditions, work on the project could commence soon, and the project will be finished by the end of May, 2013.

There being no more comments or objections on the bids received for the demolition of public property, Mayor Jensen closed the Public Hearing at 5:40 PM.

The City Administrator reported that an agreement between the Humboldt Community School District and the City has been submitted for the maintenance and operation of the soccer fields, also known as the old football field. Community Foundation Grant funds may be available for some of the improvements to the fields.

Motion by Boomgarden, Second by Goodell to authorize the Mayor to sign a Lease and Joint Operational Agreement for Recreational Facilities with the Humboldt Community School District for the use and maintenance of the soccer field area. (5) Ayes, motion carried.

The City Administrator explained that overtime pay is owed to the City Clerk for hours worked between 2004 and 2010. The City Clerk was incorrectly classified as exempt from overtime pay requirements during that time period. According to the Fair Labor Standards Act and the Department of Labor, that position is non-exempt.

Motion by Rusher, Second by Boomgarden to authorize the Mayor to sign an employee back pay agreement. (5) Ayes, motion carried.

The Council discussed the possibility of instituting an annual adjustment of water and sewer rates to be tied to the federal Consumer Price Index. It was the consensus of the Council that this would prevent larger periodic increases as funds are needed in the future and directed City staff to draft the required ordinances.

Motion by Sleiter, Second by Goodell to approve the renewal of a Class C Native Wine Permit and Sunday Sales Privilege for Candace Robinson and Renae Dreyer, d/b/a Humboldt Engraving & Gifts. (5) Ayes, motion carried.

Motion by Goodell, Second by Boomgarden to approve the hiring of Kerri Mertz as Administrative Assistant, effective December 17, 2012. (5) Ayes, motion carried.

Motion by Sleiter, Second by Goodell to approve the following proposed Resolution No. 2012-134: "A RESOLUTION APPROVING CONTRACT CHANGE ORDER NO. 1 WITH INDUSTRIAL PROCESS TECHNOLOGY, INC. OF FARGO, NORTH DAKOTA FOR THE 2012 HUMBOLDT WATER TREATMENT PLANT IMPROVEMENT PROJECT, FOR A NET INCREASE IN THE CONTRACT AMOUNT OF \$14,548.05."

Roll Call Vote: Ayes – Goodell, Sleiter, Boomgarden, Rusher, and Hadar. Motion carried.

Motion by Boomgarden, Second by Rusher to approve the following proposed Resolution No. 2012-135: "A RESOLUTION APPROVING PAY ESTIMATE NO. 5 FROM INDUSTRIAL PROCESS TECHNOLOGY, INC. OF FARGO, NORTH DAKOTA IN THE AMOUNT OF \$127,292.24 FOR THE 2012 HUMBOLDT WATER TREATMENT PLANT IMPROVEMENT PROJECT."

Roll Call Vote: Ayes – Sleiter, Boomgarden, Rusher, Hadar, and Goodell. Motion carried.

Motion by Rusher, Second by Hadar to approve the following proposed Resolution No. 2012-136: "A RESOLUTION APPROVING PAY ESTIMATE NO. 1 (FINAL) FROM BLACKTOP SERVICE COMPANY OF HUMBOLDT, IOWA FOR THE 2011 15TH STREET NORTH IMPROVEMENT PROJECT – SUPPLEMENTAL CONTRACT, IN THE AMOUNT OF \$5,000.00."

Roll Call Vote: Ayes – Boomgarden, Rusher, Hadar, Goodell, and Sleiter. Motion carried.

Motion by Goodell, Second by Hadar to approve the following proposed Resolution No. 2012-137: “A RESOLUTION APPROVING CONTRACT CHANGE ORDER NO. 1 FROM BLACKTOP SERVICE COMPANY OF HUMBOLDT, IOWA FOR THE 2012 STREET IMPROVEMENT PROJECT, FOR A NET INCREASE IN THE CONTRACT AMOUNT OF \$6,070.73.”

Roll Call Vote: Ayes – Rusher, Hadar, Goodell, Sleiter, and Boomgarden. Motion carried.

Motion by Rusher, Second by Goodell to approve the following proposed Resolution No. 2012-138: “A RESOLUTION APPROVING PAY ESTIMATE NO. 1 (FINAL) FROM BLACKTOP SERVICE COMPANY OF HUMBOLDT, IOWA FOR THE 2012 STREET IMPROVEMENT PROJECT, IN THE AMOUNT OF \$138,336.55, AND ACCEPTING THE PROJECT AS COMPLETE AND AUTHORIZING THE RELEASE OF THE 5% RETAINAGE (\$7,280.87) THIRTY DAYS FROM THE DATE OF THIS ACCEPTANCE.”

Roll Call Vote: Ayes – Hadar, Goodell, Sleiter, Boomgarden, and Rusher. Motion carried.

Motion by Rusher, Second by Goodell to approve the following proposed Resolution No. 2012-139: “A RESOLUTION ACCEPTING THE BID AND AWARDING THE CONTRACT FOR THE DEMOLITION OF PUBLIC PROPERTY AND AUTHORIZING THE MAYOR TO SIGN THE CONTRACT FOR THE AFOREMENTIONED PROJECT.”

Roll Call Vote: Ayes – Goodell, Sleiter, Boomgarden, Rusher, and Hadar. Motion carried.

Other Items Discussed: City Administrator – Suggested that the City Council consider a donation to Larry “The Flag Man” Eckhardt of Little York, Illinois in appreciation for the flag display provided for the tribute to fallen soldier Sergeant Joseph Richardson. Councilman Rusher suggested making a donation of \$2,500 to Mr. Eckhardt from the Cable Television Fund. The City Administrator also informed the Council that the Humboldt and Webster Counties Community Emergency Response Team (CERT) will be conducting a training session in the vacant buildings slated for demolition on Sumner Avenue. The group will simulate a gas explosion incident with mass casualties, and the equipment they will be using will block a portion of Sumner Avenue for a few hours on December 8<sup>th</sup>. Hadar – Mentioned a *New York Times* article regarding local government efforts to encourage economic development.

Motion by Sleiter, Second by Boomgarden to schedule Monday, December 17, 2012 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 6:11 PM. (5) Ayes, motion carried.

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Walter Jensen, Mayor

Attest: \_\_\_\_\_  
Gloria J. Christensen, City Clerk