

## **MINUTES OF THE FEBRUARY 4, 2013 MEETING OF THE HUMBOLDT CITY COUNCIL**

The Humboldt City Council met in regular session on Monday, February 4, 2013 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, and Rusher. Absent: Hadar.

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

Motion by Goodell, Second by Boomgarden to approve the minutes of the January 21, 2013 regular Council meeting. (4) Ayes, motion carried.

Motion by Rusher, Second by Goodell to approve the Treasurer's Monthly Investment Report and the January Treasurer's Report. (4) Ayes, motion carried.

Motion by Sleiter, Second by Goodell to approve the Claims for January 2013. (4) Ayes, motion carried.

This being the time and place for the scheduled Public Hearing to review rezoning requests as recommended for approval by the Planning and Zoning Commission, Mayor Jensen opened the public hearing at 5:32 PM.

The City Administrator explained that several zoning issues had come in front of the Planning and Zoning Commission, including:

- Allowing residential uses on the first floor of structures in the downtown Central Business District (C-1), as long as the residential area in the building does not front Sumner Avenue, and the residence does not occupy more than 50% of the ground floor;
- Allowing wood structures in the Industrial (I-1) Districts;
- Reclassifying the recently-annexed compost pile parcel to an Industrial zone;
- Reclassifying a parcel of land on 19<sup>th</sup> Street North from Residential (R-3) to Commercial (C-2); and
- Reclassifying a parcel of land near the Millrace from Mobile Home (M-1) to Residential (R-3).

The Planning and Zoning Commission has recommended that the aforementioned items be approved by the City Council.

Councilman Hadar arrived at the meeting at 5:36 PM.

There were no written comments or objections received, and no comments or objections from the general public in attendance.

There being no more comments or objections on rezoning requests as recommended for approval by the Planning and Zoning Commission, Mayor Jensen closed the Public Hearing at 5:39 PM.

Motion by Goodell, Second by Boomgarden to approve a new Retail Cigarette/Tobacco Permit for Dollar General, Store #8761. (5) Ayes, motion carried.

Motion by Sleiter, Second by Goodell to approve the renewal of a Class C Beer Permit and Sunday Sales Privilege for Casey's Marketing Company, d/b/a Casey's General Store #51. (5) Ayes, motion carried.

Motion by Boomgarden, Second by Goodell to approve the renewal of a Class C Liquor License and Sunday Sales Privilege for JOD Inc., d/b/a El Valle Grocery/El Valle Grill. (5) Ayes, motion carried.

Motion by Sleiter, Second by Goodell to approve the renewal of a Class C Liquor License and Outdoor Service and Sunday Sales Privilege for Gary P. Stattelmann, d/b/a Frank's Knotty Pine. (5) Ayes, motion carried.

The Council discussed the appointment of Frank Rathke to a six-year term on the Planning and Zoning Commission.

Motion by Sleiter, Second by Boomgarden to approve the following proposed Resolution No. 2013-08: "A RESOLUTION APPOINTING CITY OFFICIALS AND REPRESENTATIVES TO VARIOUS CITY BOARDS AND COMMISSIONS."

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

Motion by Boomgarden, Second by Goodell to approve the following proposed Resolution No. 2013-09: "A RESOLUTION APPROVING PAY ESTIMATE NO. 7 FROM INDUSTRIAL PROCESS TECHNOLOGY, INC. OF FARGO, NORTH DAKOTA IN THE AMOUNT OF \$282,566.51 FOR THE 2012 HUMBOLDT WATER TREATMENT PLANT IMPROVEMENT PROJECT."

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

Motion by Boomgarden, Second by Goodell to approve the following proposed Resolution No. 2013-10: "A RESOLUTION APPROVING CONTRACT CHANGE ORDER NO. 1 WITH CHICAGO BRIDGE & IRON, INC. OF PLAINFIELD, ILLINOIS FOR THE 2012 500,000-GALLON ELEVATED STORAGE TANK (WATER TOWER) PROJECT FOR A NET ADDITION TO THE CONTRACT PRICE OF \$44,100.00."

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

Motion by Sleiter, Second by Goodell to approve the following proposed Resolution No. 2013-11: "A RESOLUTION APPROVING PAY ESTIMATE NO. 4 FROM CHICAGO BRIDGE & IRON OF PLAINFIELD, ILLINOIS IN THE AMOUNT OF \$95,693.12 FOR THE 2012 500,000-GALLON ELEVATED STORAGE TANK (WATER TOWER) PROJECT."

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

Motion by Goodell, Second by Boomgarden 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 AMENDING CHAPTER 165, SECTION 11 PERTAINING TO USES IN THE C-1 CENTRAL BUSINESS DISTRICT.”

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

Motion by Goodell, Second by Boomgarden 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 AMENDING CHAPTER 165, SECTION 14 (1) PERTAINING TO USES IN THE I-1 GENERAL INDUSTRIAL DISTRICT.”

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

Motion by Rusher, Second by Goodell 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 I-1 INDUSTRIAL ZONING DISTRICT.”

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

Motion by Sleiter, Second by Goodell 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-3 RESIDENTIAL ZONING DISTRICT TO AN C-2 COMMERCIAL ZONING DISTRICT.”

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

Motion by Boomgarden, Second by Goodell 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 M-1 MOBILE HOME RESIDENTIAL ZONING DISTRICT TO AN R-3 RESIDENTIAL ZONING DISTRICT.”

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

Other Items Discussed: Mayor – Reported that the artist of the Freedom Rock near Adair is working on a project to paint a rock in each of Iowa’s 99 counties. He would like to do one on the grounds of the Humboldt County Courthouse, and is asking for assistance with the \$5,000 - \$6,000 cost to do so. The City of Dakota City, the VFW, and Humboldt County have all pledged to contribute to the cost, and the matter will be considered at the next regular City Council meeting.

He also reminded residents of the upcoming Humboldt Sesquicentennial celebration, and encouraged people who would like to help with the festivities to contact the city office.

Motion by Goodell, Second by Boomgarden to schedule Tuesday, February 19, 2013 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 5:54 PM. (5) Ayes, motion carried.

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Walter Jensen, Mayor

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