

MINUTES OF THE JUNE 3, 2013 MEETING OF THE HUMBOLDT CITY COUNCIL

The Humboldt City Council met in regular session on Monday, June 3, 2013 in the former Fire Station area 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 Hadar to approve the agenda as printed. (5) Ayes, motion carried.

Motion by Sleiter, Second by Boomgarden to approve the minutes of the May 20, 2013 regular Council meeting. (5) Ayes, motion carried.

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

Motion by Sleiter, Second by Goodell to approve the Claims for May 2013. (5) Ayes, motion carried.

Motion by Goodell, Second by Hadar to adjourn the City Council Meeting at 5:32 PM. (5) Ayes, motion carried.

Motion by Rusher, Second by Goodell to come to order as Drainage District 13A Trustees at 5:32 PM. (5) Ayes, motion carried.

This being the time and place for the scheduled Public Hearing to consider the approval of the Commissioners' Reports for Humboldt County Drainage District 13A, Mayor Jensen opened the public hearing at 5:33 PM.

Drainage District engineer Rick Hopper presented a history of the drainage district itself, and explained the procedure followed for reclassification and assessments. He explained that there are two Commissioners' Reports being considered for approval by the Trustees: one for the 2009 Improvements, and one for future repairs. The improvements made prior to and in 2009 total approximately \$1,250,000 and include projects in DD 80 (located largely within Dakota City) and DD 13A. An extensive DD 80 project removed a large area from DD 13A. The reclassification process allocated the cost of those repairs to the property owners involved according to the benefit their land received. The second report sets forth percentages for future repairs to be allocated among property owners. Mr. Hopper further explained that payment may be made in full, or assessed to the property and paid over a period of 10-20 years at an interest rate of 6%.

Attorney David Johnson, of Clarion, was present to answer questions from property owners. Several property owners were present, and Mr. Johnson and Mr. Hopper answered questions and addressed concerns regarding the procedures followed for the assessments and allocation of benefit. The procedure for appealing the reclassification was also explained as set forth in the Iowa Code.

The City Clerk reported that written comments and objections were received prior to the hearing from the following property owners: Dennis Wagner, Rolfe; Gerald & Helen Schachtner, Humboldt; Mark Daggy, Des Moines; Chris & Stacy Clarcken, Humboldt; Herman Hauck, Humboldt; Debra Schultz, Dakota City; Arlys Hendrickson, Humboldt; Raymond Stockdale, Humboldt; and Gene Frehse, Humboldt. Those objections were placed on file along with additional written comments and objections received during the hearing from: Kim Meyer, Dakota City; Tom

& Diane Vodraska, Dakota City; the Humboldt County Agricultural Society (Fair Board); and Jim O'Donnell, Humboldt.

Motion by Sleiter, Second by Goodell to continue the Public Hearing of the Drainage District 13A Trustees at 6:58 PM and reconvene on July 1, 2013. (5) Ayes, motion carried.

No action was taken by the Trustees on the proposed resolutions: Resolution No. DD 2013-02: "A RESOLUTION ACCEPTING AND APPROVING THE COMMISSIONERS' REPORT ON THE DRAINAGE DISTRICT 13A MAIN TILE (FOR 2009 CONSTRUCTION);" and Resolution No. DD 2013-03: "A RESOLUTION ACCEPTING AND APPROVING THE COMMISSIONERS' REPORT ON THE DRAINAGE DISTRICT 13A MAIN TILE (FOR FUTURE REPAIRS)."

Motion by Sleiter, Second by Goodell to continue the session of the Drainage District 13A Trustees at 6:58 PM. (5) Ayes, motion carried.

Motion by Goodell, Second by Boomgarden to reconvene as the Humboldt City Council at 7:05 PM. (5) Ayes, motion carried.

The Council discussed a request for the addition of one on-street parking space specifically for persons with disabilities in front of the Senior Citizens' Center. Similar requests from Dr. Whittlesey's office and Dollar General will be considered at a later meeting.

Motion by Sleiter, Second by Hadar to approve the addition of one on-street parking space specifically for persons with disabilities in front of the Senior Citizens' Center. (5) Ayes, motion carried.

Motion by Goodell, Second by Boomgarden to approve a request by the Humboldt Area Arts Council for street closures for the 2013 Humboldt Arts Festival. (5) Ayes, motion carried.

Motion by Goodell, Second by Hadar to authorize the Mayor to sign a 28E agreement with the North Central Correctional Facility for participation in an offender work program. (5) Ayes, motion carried.

Motion by Hadar, Second by Sleiter to approve a request by Bank Iowa for a parking lot and alley closure for a customer appreciation event. (5) Ayes, motion carried.

Motion by Goodell, Second by Boomgarden to approve the following proposed Resolution No. 2013-52: "A RESOLUTION APPROVING PAY ESTIMATE NO. 11 FROM INDUSTRIAL PROCESS TECHNOLOGY, INC. OF FARGO, NORTH DAKOTA IN THE AMOUNT OF \$450,609.24 FOR THE 2012 HUMBOLDT WATER TREATMENT PLANT IMPROVEMENT PROJECT."

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

Motion by Sleiter, Second by Goodell to approve the following proposed Resolution No. 2013-53: "A RESOLUTION APPROVING CONTRACT CHANGE ORDER NO. 3 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 \$3,644.04."

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

Motion by Goodell, Second by Sleiter to approve the second reading of the following proposed ordinance: “AN ORDINANCE DESIGNATING A REVITALIZATION AREA FOR RESIDENTIAL TAX ABATEMENT PURPOSES IN THE CITY OF HUMBOLDT, IOWA AND ADOPTING A REVITALIZATION PLAN FOR RESIDENTIAL TAX ABATEMENT FOR THE AREA, PURSUANT TO IOWA CODE CHAPTER 404.”

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

Motion by Goodell, Second by Sleiter to approve the second reading of the following proposed ordinance: “AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF HUMBOLDT, IOWA BY AMENDING CHAPTER 92, SECTIONS 07 AND 09, PERTAINING TO LIEN EXEMPTIONS FOR NONPAYMENT OF UTILITY BILLS FOR RESIDENTIAL RENTAL PROPERTY AND CUSTOMER DEPOSITS.”

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

Motion by Goodell, Second by Hadar to approve the second reading of the following proposed ordinance: “AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF HUMBOLDT, IOWA BY AMENDING CHAPTER 99, SECTIONS 07 AND 09, PERTAINING TO LIEN EXEMPTIONS FOR NONPAYMENT OF UTILITY BILLS FOR RESIDENTIAL RENTAL PROPERTY AND CUSTOMER DEPOSITS.”

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

Motion by Rusher, Second by Goodell to approve the first reading of the following proposed ordinance: “AN ORDINANCE ADDING CHAPTER 8B TO THE CODE OF ORDINANCES OF THE CITY OF HUMBOLDT, IOWA PROVIDING TAX ABATEMENT FOR SPECULATIVE BUILDINGS OF THE HUMBOLDT COUNTY DEVELOPMENT ASSOCIATION.”

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

Other Items Discussed: City Administrator – Updated the Council on the progress of the Water Tower construction project, the Infrastructure Project, the Eagle Ridge Project, and the Sumner Avenue Demolition Project. Hadar – Asked about the possibility of a group from Iowa Central painting a mural on a building wall at the demolition site. Mayor – Reported on plans for the Sesquicentennial Celebration July 4-7, 2013.

Motion by Rusher, Second by Goodell to schedule Monday, June 17, 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 7:26 PM. (5) Ayes, motion carried.

Walter Jensen, Mayor

Attest: _____
Gloria J. Christensen, City Clerk