

**MINUTES OF THE MAY 16, 2011 MEETING
OF THE HUMBOLDT CITY COUNCIL**

The Humboldt City Council met in regular session on Monday, May 16, 2011 in the Council Chambers of the Humboldt Municipal Building. Mayor Walter Jensen called the meeting to order at 5:30 PM. Council Members present: Jorgensen, Sleiter, and Hadar. Absent: Rusher and Boomgarden.

Motion by Sleiter, Second by Hadar to approve the agenda as printed. (3) Ayes, motion carried.

Motion by Hadar, Second by Jorgensen to approve the minutes of the May 2, 2011 work session and the May 2, 2011 regular Council Meeting. (3) Ayes, motion carried.

Motion by Jorgensen, Second by Sleiter to approve the Treasurer's Monthly Investment Report and the April Treasurer's Report. (3) Ayes, motion carried.

Duane Covington of PeopleService reviewed the PeopleService monthly reports. The hydrant flushing program has been completed for the year, and ten hydrants will be repaired or replaced.

The City Administrator reported on ordinance enforcement efforts over the past month. Twenty citations have been written for vehicles parked illegally in front yards, letters citing violations to the Property Maintenance Code have been mailed, follow-up to the dumpster letters is being planned. In addition, two buildings were posted as unsafe, and one junk vehicle notice was sent.

The Council considered a request from Gary Woodward for a "No U-Turn" sign at the intersection of 11th Avenue South and Taft Street South. The Council directed City staff to draw up an ordinance to prohibit U-turns at the intersection.

The Council discussed the provisions of the current parking ordinance. Some further clarification is needed for the definition of "hard-surface," and parking in side-yards, especially on corner lots. City staff will draft a new ordinance for the Council's consideration.

Motion by Jorgensen, Second by Sleiter to authorize Mosquito Control of Iowa to conduct a mosquito spraying program within the City of Humboldt for the 2011 season. Residents requesting prior notification of spraying can sign a Pre-Notification/No Spray Register at Humboldt City Hall. (3) Ayes, motion carried.

Motion by Jorgensen, Second by Sleiter to approve the appointment of Clayton Vorland as the new Parks and Sanitation Superintendent, effective May 17, 2011. (3) Ayes, motion carried.

This being the time and place for the scheduled Public Hearing on the proposed Fiscal Year 2010-2011 Budget Amendment, Mayor Jensen opened the public hearing at 6:12 PM.

The City Clerk reviewed the proposed budget amendment, which included a net decrease in revenues of \$764,000 and a net decrease in expenditures of \$1,040,800. The majority of the amendment is due to the removal of the DD 13A improvement project, the postponement of the

water plant renovation, cost overruns for the 2010 Infrastructure Improvement Project, and the addition of the various water and sewer improvement projects.

There were no oral or written comments or objections to the proposed amendment.

There being no more comments or objections on the proposed Fiscal Year 2010-2011 Budget Amendment, Mayor Jensen closed the public hearing at 6:19 PM.

This being the time and place for the scheduled public hearing to review bids received for the proposed 2011 Humboldt Public Library Roof Replacement Project, Mayor Jensen opened the public hearing at 6:19 PM.

The City Administrator reviewed the bids received for the project. Three conforming bids were received for the project:

Spray Seal of Algona, Iowa	\$16,476.00
D.C. Taylor of Cedar Rapids, Iowa	\$32,721.00
Centrals States of Des Moines, Iowa	\$22,960.00

The bid from Spray Seal of Algona included an add-on of \$1,360.00 for a thicker coating than specified in the original bid documents. It was the consensus of the Council to accept the Spray Seal bid with the add-on, for a total bid of \$17,836.00.

There were no further comments from the Mayor, Council, or general public in attendance, and no written comments or objections to the project were received.

There being no more comments or objections on bids received for the proposed 2011 Humboldt Public Library Roof Replacement Project, Mayor Jensen closed the public hearing at 6:22 PM.

This being the time and place for the scheduled public hearing to review bids received for the proposed 2011 Humboldt Water Treatment Plant Renovation Project, Phase I, Mayor Jensen opened the public hearing at 6:23 PM.

The City Administrator reviewed the bids received for the project. The Engineer's opinion of probable cost was \$150,000.00. Two bids were received for the project:

Sande Construction of Humboldt, Iowa	\$221,943.00
Roof Guard Co., LLC of Spirit Lake, Iowa	\$148,770.00

The bid from Roof Guard of Spirit Lake contained two irregularities: the bid bond was not included in a separate envelope, and the addendum was not noted or included with the bid. Roof Guard has provided a signed addendum, though no items in the addendum were material to the bid. The City Attorney has stated that those irregularities can be waived and the bid from Roof Guard can be accepted.

There were no further comments from the Mayor, Council, or general public in attendance, and no written comments or objections to the project were received.

There being no more comments or objections on bids received for the proposed 2011 Humboldt Water Treatment Plant Renovation Project, Phase I, Mayor Jensen closed the public hearing at 6:24 PM.

This being the time and place for the scheduled public hearing to review bids received for the proposed 2011 15th Street North Improvement Project, Mayor Jensen opened the public hearing at 6:25 PM.

The City Administrator reported that one bid was received for this project, from Blacktop Service Company of Humboldt in the amount of \$923,512.65. The Engineer's estimate for the project was \$1,046,143.00. This project includes street and storm sewer improvements to 15th Street North, and should alleviate some of the drainage and flooding issues on nearby Rainbow Drive.

There were no further comments from the Mayor, Council, or general public in attendance, and no written comments or objections to the project were received.

There being no more comments or objections on bids received for the proposed 2011 15th Street North Improvement Project, Mayor Jensen closed the public hearing at 6:27 PM.

Motion by Sleiter, Second by Jorgensen to approve the following proposed Resolution No. 2011-45: "A RESOLUTION AMENDING THE CURRENT BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2011."

Roll Call Vote: Ayes – Jorgensen, Sleiter, and Hadar. Motion carried.

Motion by Jorgensen, Second by Hadar to approve the following proposed Resolution No. 2011-46: "A RESOLUTION ACCEPTING THE BID FROM AND AWARDED THE CONTRACT FOR THE 2011 HUMBOLDT PUBLIC LIBRARY ROOF REPLACEMENT PROJECT TO SPRAY SEAL, INC., OF ALGONA, IOWA AND AUTHORIZING THE MAYOR TO SIGN THE CONTRACT WITH SPRAY SEAL, INC., OF ALGONA, IOWA FOR THE AFOREMENTIONED PROJECT, IN THE AMOUNT OF \$17,836.00."

Roll Call Vote: Ayes – Sleiter, Hadar, and Jorgensen. Motion carried.

Motion by Sleiter, Second by Hadar to approve the following proposed Resolution No. 2011-47: : "A RESOLUTION ACCEPTING THE BID FROM AND AWARDED THE CONTRACT FOR THE 2011 HUMBOLDT WATER TREATMENT PLANT RENOVATION PROJECT, PHASE I TO ROOF GUARD, INC. OF SPIRIT LAKE, IOWA AND AUTHORIZING THE MAYOR TO SIGN THE CONTRACT WITH ROOF GUARD, INC. OF SPIRIT LAKE, IOWA FOR THE AFOREMENTIONED PROJECT, IN THE AMOUNT OF \$148,770.00."

Roll Call Vote: Ayes – Hadar, Jorgensen, and Sleiter. Motion carried.

Motion by Sleiter, Second by Jorgensen to approve the following proposed Resolution No. 2011-48: "A RESOLUTION ACCEPTING THE BID FROM AND AWARDED THE CONTRACT FOR THE 2011 15TH STREET NORTH IMPROVEMENT PROJECT TO BLACKTOP SERVICE COMPANY OF HUMBOLDT, IOWA AND AUTHORIZING THE MAYOR TO

SIGN THE CONTRACT WITH BLACKTOP SERVICE COMPANY OF HUMBOLDT, IOWA FOR THE AFOREMENTIONED PROJECT, IN THE AMOUNT OF \$923,512.65.”

Roll Call Vote: Ayes – Hadar, Jorgensen, and Sleiter. Motion carried.

Scott Stevenson of Ruan Securities presented the financing proposals for the 2011A and 2011B Capital Loan Note issues. He reviewed the City’s long-term bond rating, which was lowered from A+ to A, mainly due to the depletion of General Fund reserves resulting in a negative fund balance. Mr. Stevenson also reviewed the City’s debt capacity and the debt service schedules for the new bond issues. The Series 2011A General Obligation Capital Loan Notes will total \$3,320,000, and those funds will be used for the Water Treatment Plant roofing project, the City’s portion of the cost of the Humboldt Fire & Rescue Center, and the water tower and street projects in the Northside Urban Renewal Area. The Series 2011B General Obligation Capital Loan Notes will total \$1,845,000, and will be used to refinance the existing Aquatic Center General Obligation Capital Loan Notes, the Jet Company General Obligation Capital Loan Notes, and the IRP Grant Match General Obligation Capital Loan Notes. This refinancing should result in savings of over \$80,000.

Motion by Sleiter, Second by Jorgensen to approve the following proposed Resolution No. 2011-49: “A RESOLUTION DIRECTING THE ACCEPTANCE OF A PROPOSAL TO PURCHASE \$3,320,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2011A.”

Roll Call Vote: Ayes – Jorgensen, Sleiter, and Hadar. Motion carried.

Motion by Sleiter, Second by Hadar to approve the following proposed Resolution No. 2011-50: “A RESOLUTION DIRECTING THE ACCEPTANCE OF A PROPOSAL TO PURCHASE \$1,845,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2011B.”

Roll Call Vote: Ayes – Sleiter, Hadar, and Jorgensen. Motion carried.

Motion by Jorgensen, Second by Hadar to approve the following proposed Resolution No. 2011-51: “A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A CONTRACT WITH THE TRASH MAN, LLC OF WEBSTER CITY, IOWA FOR THE COLLECTION AND TRANSPORTATION OF RECYCLABLE MATERIALS.”

Roll Call Vote: Ayes – Hadar, Jorgensen, and Sleiter. Motion carried.

Motion by Jorgensen, Second by Hadar to approve the following proposed Resolution No. 2011-52: “A RESOLUTION APPROVING A 28E AGREEMENT BETWEEN THE CITY OF HUMBOLDT AND HUMBOLDT COUNTY FOR THE COLLECTION OF RECYCLABLE MATERIALS.”

Roll Call Vote: Ayes – Hadar, Jorgensen, and Sleiter. Motion carried.

Motion by Jorgensen, Second by Sleiter to approve the following proposed Resolution No. 2011-53: “A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AMENDMENT TO THE CONTRACT FOR ENGINEERING SERVICES FOR THE HUMBOLDT WATER TREATMENT PLANT WITH FOX ENGINEERING ASSOCIATES, INC.”

Roll Call Vote: Ayes – Jorgensen, Sleiter, and Hadar. Motion carried.

Motion by Sleiter, Second by Hadar to approve the following proposed Resolution No. 2011-54: “A RESOLUTION ORDERING THE CONSTRUCTION OF THE AIRPORT T-HANGAR AND TAXILANE IMPROVEMENT PROJECT IN THE CITY OF HUMBOLDT, IOWA, SETTING A 5:30 PM, MONDAY, JUNE 20, 2011 AS THE TIME AND DATE FOR A PUBLIC HEARING ON PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATED COST, AND DIRECTING THE PUBLICATION OF NOTICE TO BIDDERS.”

Roll Call Vote: Ayes – Sleiter, Hadar, and Jorgensen. Motion carried.

Motion by Jorgensen, Second by Hadar to approve the following proposed Resolution No. 2011-55: “A RESOLUTION DIRECTING THE CITY CLERK TO PUBLISH THE NOTICE OF PROPOSED VACATION AND SET 5:30 PM, MONDAY, JUNE 6, 2011 AS THE TIME AND DATE TO CONSIDER THE APPROVAL OF THE VACATION OF A PARCEL OF LAND LOCATED IN THE NORTHWEST INDUSTRIAL PARK II.”

Roll Call Vote: Ayes – Hadar, Jorgensen, and Sleiter. Motion carried.

Motion by Hadar, Second by Jorgensen to approve the following proposed Resolution No. 2011-56: “A RESOLUTION AUTHORIZING THE REDEMPTION OF OUTSTANDING GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2005, DATED APRIL 15, 2005.”

Roll Call Vote: Ayes – Hadar, Jorgensen, and Sleiter. Motion carried.

Motion by Sleiter, Second by Jorgensen to approve the following proposed Resolution No. 2011-57: “A RESOLUTION AUTHORIZING THE REDEMPTION OF OUTSTANDING GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2006A, DATED JANUARY 1, 2006.”

Roll Call Vote: Ayes – Jorgensen, Sleiter, and Hadar. Motion carried.

Motion by Jorgensen, Second by Hadar to approve the following proposed Resolution No. 2011-58: “A RESOLUTION AUTHORIZING THE REDEMPTION OF OUTSTANDING GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2006D, DATED NOVEMBER 15, 2006.”

Roll Call Vote: Ayes – Sleiter, Hadar, and Jorgensen. Motion carried.

Motion by Hadar, Second by Jorgensen to approve the following proposed Resolution No. 2011-59: “A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AMENDMENT TO THE CONTRACT FOR TECHNICAL ASSISTANCE TO ADMINISTER A COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM WITH MIDAS COUNCIL OF GOVERNMENTS. ”

Roll Call Vote: Ayes – Hadar, Jorgensen, and Sleiter. Motion carried.

Motion by Hadar, Second by Jorgensen 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 PERTAINING TO STOP REQUIRED AND FOUR-WAY STOP REQUIRED.”

Roll Call Vote: Ayes – Hadar, Jorgensen, and Sleiter. Motion carried.

The Council discussed suspending the rules and waiving the second and third readings of the aforementioned ordinance. It was unclear if there were enough Council Members present to legally waive those readings. It was the consensus of the Council to vote to waive the readings pending a decision on the validity of the motion.

Motion by Sleiter, Second by Hadar to waive the second and third readings of the aforementioned ordinance.

Roll Call Vote: Ayes – Jorgensen, Sleiter, and Hadar. Motion carried.

Motion by Hadar, Second by Jorgensen to approve the final reading of the aforementioned Ordinance and direct the City Clerk to publish the Ordinance as Ordinance No. 2011-03.

Roll Call Vote: Ayes – Sleiter, Hadar, and Jorgensen. Motion carried.

Motion by Sleiter, Second by Jorgensen 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 105, SECTION 10, PERTAINING TO WASTE STORAGE CONTAINERS.”

Roll Call Vote: Ayes – Jorgensen, Sleiter, and Hadar. Motion carried.

The Council discussed suspending the rules and waiving the second and third readings of the aforementioned ordinance. It was unclear if there were enough Council Members present to legally waive those readings. It was the consensus of the Council to vote to waive the readings pending a decision on the validity of the motion.

Motion by Sleiter, Second by Hadar to waive the second and third readings of the aforementioned ordinance.

Roll Call Vote: Ayes – Jorgensen, Sleiter, and Hadar. Motion carried.

Motion by Hadar, Second by Sleiter to approve the final reading of the aforementioned Ordinance and direct the City Clerk to publish the Ordinance as Ordinance No. 2011-04.

Roll Call Vote: Ayes – Sleiter, Hadar, and Jorgensen. Motion carried.

Motion by Sleiter, Second by Jorgensen 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 7, SECTION 09, PERTAINING TO RETURNED CHECK FEES.”

Roll Call Vote: Ayes – Sleiter, Hadar, and Jorgensen. Motion carried.

Other Items Discussed: City Administrator – Reported that the work on 6th Avenue North is progressing on schedule. City Clerk – Reminded residents that grass should not be blown into the street. Mayor – Thanked Todd Lee for his many years of service to the City of Humboldt and wished him well in his new position with Humboldt County. Also noted that dirt work will be finished up soon on 11th Street North and also at the sites of the other projects completed last fall.

Motion by Sleiter, Second by Jorgensen to schedule Monday, June 6, 2011 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 7:13 PM. (3) Ayes, motion carried.

Walter Jensen, Mayor

Attest: _____
Gloria J. Christensen, City Clerk