

**HAMPTON CITY COUNCIL
REGULAR SESSION MINUTES
TUESDAY, AUGUST 10, 2010, 5:30 P.M.**

The Hampton City Council Regular Session was called to order at City Council Chambers by Mayor Diane Weldin at 5:30 p.m. Council members in attendance were Steve Harms, Craig Eckhardt, Karen Schmidt, James Davies, Bill Hodge and Richard Lukensmeyer. Mayor Weldin invited those present to join in the Pledge of Allegiance to the U.S. flag. Mayor Weldin called for a motion to approve the **agenda**. Motion by Harms. Second by Davies. Motion approved unanimously.

Public Comment: Mayor Weldin invited those wishing to make public comment to address the Council. Brad Hicks, 818 Central Avenue E, of the Hampton Chronicle, requested Council consideration of changing sessions from Tuesday to Monday to allow the newspaper more prompt publication of meeting content.

Mayor Weldin called on Chief Beltran for comment for **Vicious Animal Hearing**, reference the unprovoked attack by a dog owned by Amy Tietjens, 1004 4th Street NE, Hampton, Iowa. Beltran advised the dog has already been removed to a Coulter residence, and a Deputy Sheriff has notified the new owner of the circumstances. Mayor Weldin offered opportunity for the dog's owner and others to address the Council. Mayor Weldin noted that the City Service Committee intends to review the City's Code on vicious animals at their next meeting; public welcome to attend. Motion by Schmidt, seconded by Eckhardt, to declare the dog in question as vicious, and Order of the City Council to be served to the owners, requiring permanent removal of the dog from the City limits as allowed under Code Section 56.02 or have it destroyed in a humane manner within three (3) days, and providing evidence of the disposition of the animal to the City of Hampton. Motion approved, and order to be served on the owner by the Police Department.

Committee Reports: Finance and Personnel report given by Schmidt; next meeting scheduled for September 7th. City Services report given by Harms; next meeting scheduled for September 13th., due to holiday. Hodge advised the next Public Assets meeting is scheduled for August 17th., at 5:30 p.m.

New Business: **Kim Bell** of the Hampton Public Library addressed the Council with their fiscal year end report.

Tom Madden of Yaggy Colby & Associates was allowed to speak ahead of RDG and presented information regarding **waste water treatment facility planning**, addressing details of the **I-Jobs Grant** awarded to the City in the amount of \$1,685,000, which needs to be officially accepted by the City. Motion by Harms, seconded by Eckhardt, to authorize the Mayor to accept the I-Jobs Grant award of \$1,685,000 for the construction of a new waste water treatment facility. Motion approved unanimously. Madden continued with explanation of the execution of the **SRF Planning and Design Loan**; State funds interest-free and no payments for the first three years. Motion by Lukensmeyer, seconded by Schmidt, to authorize the execution of the SRF Planning and Design Loan. Motion approved unanimously.

Doug Frey of **RDG Planning & Design**, accompanied by Scott Allen, provided information regarding a proposed **Band Shell Renovation** schedule, with recommendations for authorizing the City to research specialized contracting services, so structural improvements can begin ahead of another winter season. He noted his confidence in a company he considers experts in the proposed stage stabilization procedures; Veit from the Minneapolis area. Frey recommended the City secure a general

contractor for the remaining proposed renovations, who could coordinate subcontractors to complete the project. Frey also requested continued communication with his company as the project progresses, so they can see it through. Mayor Weldin referred comment to Finance & Personnel Chair, Karen Schmidt, regarding recommendations for Council consideration on the City's commitment and actions on the project. Schmidt reviewed action taken at the previous session and noted a report from Brian Stevens on the fund raising effort to the F&P Committee has prompted consideration of any funds raised beyond the \$90,000 should not be refunded to the City's reserves, but used to establish resources for additional improvements to the facility. Stevens reported as of today the donations in addition to the City's portion have reached \$44,436. He stated he has no doubt the goal of \$90,000 will be reached, but believes donors will be more likely to contribute if they know their money will be directed to band shell improvements, instead of refunding a City fund. He also commented how grateful he is that this project is receiving valuable professional advice from RDG at no cost to the City. Motion by Lukensmeyer, seconded by Harms, to **maintain the City's commitment of \$30,000 to the Band Shell Renovation Fund and rescind any prior motion of the Council requiring reimbursement.** Motion approved unanimously. Motion by Hodge, seconded by Harms, to **proceed with stage stabilization structural renovation of the Band Shell, beginning Fall 2010, authorizing City Manager to contact Veit Group regarding site visit and seek written contract for Council approval.** Motion approved unanimously.

Brent Johnson of McClure Engineering shared information regarding proposed erosion control cost estimates for drainage issues on the property of Russ Gibson, 409 Oak Hill Drive. Russ Gibson addressed the Council with his expectations for resolving the problem. Motion by Schmidt, seconded by Lukensmeyer, to approve the City's payment of \$3,000 of the erosion control recommendations presented by Brent Johnson. Gibson agreed that this proposal is acceptable to him. The Council consensus was that this would end the City's responsibilities regarding Mr. Gibson's complaints. Motion approved unanimously.

Mayor Weldin referred comment to PWD Doug Tarr regarding the **request from Iowa D.O.T. for temporary closure of a portion of Highway 3 West for railroad repairs**, as well as proposed detour of highway traffic during the project, beginning August 16th. for a period of four days. Motion by Schmidt, seconded by Eckhardt, to approve the Iowa D.O.T. request for temporary closure of a portion of Highway 3 West and proposed detour agreement to allow for railroad repairs. Motion approved unanimously.

Mayor Weldin called on City Manager Dunt for details regarding the awarding of **Housing Rehabilitation Contract for 612 6th Street SW to Huisenga Construction.** Motion by Hodge, seconded by Lukensmeyer, to award Housing Rehabilitation Contract for 612 6th Street SW to Huisenga Construction. Motion approved unanimously.

Mayor Weldin called for a motion to approve **Pay Request #3 to Christiansen Construction** for Aquatic Center Project in the amount of \$233,795.15. Motion to approve by Harms, seconded by Davies. Motion approved unanimously.

Mayor Weldin called on Chief Beltran regarding proposed HPD General Order regarding **Police Motorcycle Policy.** Motion by Harms, seconded by Davies, to approve the Hampton Police Department General Order regarding a Police Motorcycle Policy. Motion approved unanimously.

Mayor Weldin referred comment to City Manger Dunt regarding approval of transfer of non-primary entitlements FAA funds. Motion by Hodge, seconded by Lukensmeyer, to approve transfer of non-primary entitlements FAA funds. Motion approved unanimously.

Mayor Weldin called for a motion to **approve claims**. Motion by Schmidt to approve claims, as recommended by the Finance Committee, totaling \$335,863.27. Seconded by Eckhardt. Motion approved unanimously.

Mayor Weldin referred reading of and comment regarding proposed Resolution 2010-28, "Resolution approving temporary No-Parking signs, 1100 Block of Val Kay Court." Dunt advised the school bus superintendent was consulted regarding needs for bus traffic until 12th Avenue NE is reopened on the Highway 65 Improvements Project. Motion by Lukensmeyer, seconded by Hodge, to approve and adopt Resolution 2010-28. Roll call vote: Ayes - Lukensmeyer, Eckhardt, Davies, Hodge, Harms and Schmidt. Nays - None. Motion approved, and Resolution 2010-28 adopted.

Motion by Harms to approve the **Consent Agenda**, including previous minutes as drafted for publication from the July 27, 2010, Regular Session, scheduling a Special Session Capital Projects Workshop for Wednesday, August 11, 2010, at 5:30 p.m., at City Council Chambers, scheduled the next Regular Session for Tuesday, August 24, 2010, and approval of street closure request by Jerre Grefe for block party west of 1st Street NE on 5th Avenue, August 21, 2010. Second by Eckhardt. Motion approved unanimously.

Staff Reports given by **Chief Ray Beltran**, Police Dept., giving a nuisance enforcement update. **Doug Tarr**, Public Works Director, noted Franklin County got a Presidential declaration for public disaster assistance with an 85%-15% FEMA grant, noting which expenses may qualify for this assistance and thanked the County for their help our most recent storm damage cleanup. **Ron Dunt**, City Manager, advised two state reports have been submitted.

Council Reports given by **Lukensmeyer, Davies and Eckhardt**. **Mayor's Report** given by **Mayor Weldin**, mentioning opportunities for an Aviation Youth Camp being offered August 14th. at the Hampton Municipal Airport. Weldin also commented on the need for addressing increased problems with vicious animals in town. She stated a gentle reminder to Council, not wanting it to be perceived as a gag order, reference elected officials visiting construction sites and addressing concerns appropriately via City staff assistance, who will provide information received from engineers and contractors to the news media. She feels this will eliminate any misunderstanding of micromanaging taking place. Two questions have been posed to her again. The first being that of changing Council meetings to Monday night, to which she voiced her preference previously of being opposed to this change, due to typical onset of additional issues often times presented on a Monday that may result in multiple last minute amendments to the agenda. Reference reporting meeting content to the public, she noted that KLMJ attends the sessions, where a summary of the meeting is on the news the following day. It's the public's option of whether or not to listen to the broadcasts. The minutes are also posted on the City's website for public access. She understands the newspaper is unable to publish proceedings until the following week, but she's not heard any concerns from the public on this delay. Additionally, she feels the tradition of Monday nights holds merit as continuing with what people are used to, hearing few positive feedback on making any change. The second question involved switching the committee meetings to workshop forums; she's also opposed to this change. Improvements were made several years ago to consolidate the previous six committees to the current three committees, with routine meeting schedules and planned agendas, which she feels has resulted in a more efficient process than what workshops would provide. Council members are welcome to attend

all committee meetings to be well informed, even though non-committee members are restricted from voicing comments during the meetings. The public is also welcome to attend, and the committee agendas are posted; routinely poorly attended. Making the proposed changes give no indication of increased public participation; it seems high attendance often occurs only when misinformation is shared. She's pleased with the hard work carried out by the committees in place, and regardless of how other communities operate, she feels this works well for Hampton. The entire Council works very hard for the citizens of Hampton, and if there's concern about how things are handled, opportunity is there for public inquiry and involvement.

Motion to adjourn by Davies at 7:36 p.m. Second by Harms. Motion approved unanimously.

Adjournment 7:36 p.m.

Attest:

Ron Dunt, City Manager

Mayor Diane Weldin