

**HAMPTON CITY COUNCIL
REGULAR SESSION MINUTES
TUESDAY, MARCH 23, 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, James Davies, Bill Hodge and Richard Lukensmeyer. Karen Schmidt absent. 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. Pat Sackville gave a progress report on behalf of the Make a Splash! Committee. Jill Clark was present to field questions from the Council regarding a request from the Prom Walk Committee for street closure on Federal Street N, between 1st & 2nd Avenues, with the venue being the Windsor Theatre. Council decision on the matter addressed later in the meeting under the Consent Agenda. Jay Hickman, 3rd St. NW, questioned the council about maximum bond levels for the aquatic center.

Mayor Weldin began a vicious animal hearing, involving a report of a dog with vicious tendencies, owned by Benito Martinez, 121 7th Street NW, Hampton, Iowa. Mayor Weldin called on Chief Beltran for details of the investigation. Opportunity was then given to owner and citizens to address the Council with any comments or concerns. Motion by Eckhardt, seconded by Harms, 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. Roll Call Vote: Ayes - Harms, Davies, Hodge, Eckhardt, Davies and Lukensmeyer. Nays - None. Schmidt, absent. A written order of the City Council to be served by the Police Department to the dog's owner regarding the Council's decision.

Committee Reports: Finance and Personnel report given by Eckhardt. City Services report given by Harms. Public Assets report given by Hodge.

New Business: Larry Adams, Adam Concrete & Construction, presented options for Council consideration for proposed repairs to the Band Shell, as well as a proposal for services with Bossenberger Associates Structural Engineers for structural analysis of the Band Shell. Proposed plans could provide a temporary structural stabilization to allow usage of the structure this summer, until other improvements could be investigated for long-term status of the Band Shell. Dunt indicated that Mr. Bossenberger is proposing to inspect the band shell to determine if there are any more structural deficiencies and present a report of his findings. His fee for this inspection and report is \$2,000. Motion by Lukensmeyer, seconded by Davies, to approve the proposed contract with Bossenberger Associates to inspect the Hampton Band Shell for a fee of \$2,000. Motion carried unanimously.

Steve Kline of Leslie Kline Lukas & Associates reviewed the final draft of the City's application for an Iowa C.A.T. Grant for Progress Park Regional Recreation and Family Aquatic Center for Council consideration for approval to submit same. Motion by Harms, seconded by Eckhardt, to approve the final draft of the City's application for the C.A.T. Grant as presented, authorizing the Mayor to sign. Motion approved unanimously.

Mayor Weldin called on Michael Fisher of Water's Edge Aquatic Design addressed the Council regarding consideration of contract for services with Terracon Consulting, for soil borings at the Hampton Aquatic Center site. Motion by Hodge, seconded by Harms, to approve proposed contract with Terracon Consulting, authorizing the Mayor to sign. Motion approved unanimously.

Michael Fisher went on to review the final design and bidding documents provided for the construction of the Hampton Aquatic Center for Council consideration for approval. Fisher explained that there will be additional parking lot lighting necessary in the plan and reminded the council that the city would be responsible for water any sod as there will be no irrigation system in the grass areas. Motion by Eckhardt, seconded by Harms, to approve and accept the final design and bidding documents submitted by Water's Edge Aquatic Design for construction of the Hampton Aquatic Center. Motion approved unanimously.

Mayor Weldin referred comments to City Manager Dunt regarding proposed elimination of the new sidewalk currently in the Highway 65 North construction plan (east side of the highway, 6th Avenue to 9th Place NE). Dunt explained that Jaime Thomas, PCI has agreed to deduct \$14,372.00 as a result. Motion by Lukensmeyer, seconded by Hodge, to eliminate the new sidewalk currently in the Hwy 65 North construction plan; east side of the highway from 6th Avenue to 9th Place NE. Ayes; Lukensmeyer, Davies and Hodge. Nays; Harms and Echardt. Absent; Schmidt. Motion carried.

Mayor Weldin called for a motion to **approve claims**. Motion by Eckhardt to approve claims, as recommended by the Finance Committee, totaling \$112,055.68. Seconded by Harms. Motion approved unanimously.

Mayor Weldin referred comment to City Manager Dunt for summary of the Hampton Aquatic Center Project proposed Resolution 2010-03, "Resolution ordering construction of certain public improvements, and fixing a date for hearing thereon and taking of bids therefor." Motion by Harms, seconded by Hodge, to approve and adopt Resolution 2010-03 with alternate wording in the 'project description' section. Roll call vote: Ayes - Davies, Eckhardt, Lukensmeyer, Hodge and Harms. Nays - None. Schmidt absent. Motion approved, and Resolution 2010-03 adopted.

Motion by Davies to approve the **Consent Agenda**, including previous minutes as drafted for publication from the March 9, 2010, Regular Session, scheduling the next Regular Session for Tuesday, April 13, 2010, and approval of street closure request by H-D Prom Walk Committee, April 10th., 7-9 p.m., Federal Street N, between 1st & 2nd Avenues. Second by Lukensmeyer. Motion approved unanimously.

Staff Reports given by **Chief Ray Beltran**, Police Dept. and **Doug Tarr**, Public Works Director.

Council Reports given by **Eckhardt and Lukensmeyer**. **Mayor's Report** given by **Mayor Weldin**.

Motion to adjourn by Lukensmeyer at 7:41 p.m. Second by Harms. Motion approved unanimously.
Adjournment 7:41 p.m.

Attest:

Ron Dunt, City Manager

Mayor Diane Weldin