

**HAMPTON CITY COUNCIL
REGULAR SESSION MINUTES
TUESDAY, MAY 12, 2009, 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 Patrick Palmer, Bill Hodge, Chad Hanson, Karen Schmidt, Craig Eckhardt and Steve Harms. 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**, as amended with the recent addition of approval of an agreement for operation of pool concessions. Motion by Harms. Second by Palmer. Motion approved unanimously.

Public Comment: Mayor Weldin invited those wishing to make public comment to address the Council. Phil Strand, 702 Central Avenue E, expressed concerns about Council approval of the appointment of Ray Beltran as Police Chief. Dr. Jim Koenen, 1604 Terrace Blvd, offered his support of Ray Beltran being appointed Police Chief. Brooke Boehmler, Hampton Area Chamber of Commerce Director, thanked the City for the help provided for Spruce Up Day. Paul Hansen, 1210 3rd Street NW, had questions regarding construction site dirt piled behind his residence.

Mayor Weldin called on Capt. Jim Hilton to give details of the investigation for the **vicious animal hearing**, regarding dog bite incident; **owner Misty Kulow**, 309 3rd Street SW. Victim, Carol Neubauer, USPS carrier, described the incident for the Council. Owner (not present) advised the City in advance of the meeting that the dog had been relocated to Mike & Sonja Skinner's residence; rural Hampton address verification pending. Motion by Hodge, seconded by Palmer, to declare the dog in question as vicious, and Order of the City Council to be served to the owner(s), 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, Hanson, Hodge, Schmidt, Eckhardt and Palmer. Nays – None. Motion approved, and City Council Order of actions required of the owner to be served on the owner by the Police Department.

Mayor Weldin called on Capt. Hilton again to give details of the investigation for another **vicious animal hearing**, regarding dog bite incident; **owner Catrena Wentzel**, 25 6th Street SW. Wife of victim, Jeff Christiansen (not present), spoke on his behalf, expressing her concerns of potentially severe injury to a child by this dog. Owners, James & Catrena Wentzel, claimed the dog was not vicious, but had a bad day. It was noted that the pet's licensing had expired. 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 owner(s), 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, Hanson, Hodge, Schmidt, Eckhardt and Palmer. Nays – None. Motion approved, and city Council Order of actions required of the owner to be served on the owner by the Police Department.

Committee Reports: Finance and Personnel report given by Eckhardt. City Services report given by Palmer. Public Assets report given by Hodge; next meeting scheduled for May 19th.

New Business: Mayor Weldin referred comment to City Manager Dunt and PWD Tarr regarding a proposed agreement between the City of Hampton and Franklin County Alcoholism Service Center for operation of the pool concession stand this summer. Motion by Hanson, seconded by Harms, to approve the proposed **agreement for the 2009 operation of the Hampton Municipal Swimming Pool Concession Stand**. Motion approved unanimously.

Mayor Weldin referred comment to City Manager Dunt regarding the proposed employment agreement with Ray Beltran as appointed Hampton Police Chief. Motion by Eckhardt, seconded by Harms, to approve the **Employment Agreement and Mayoral appointment of Ray Beltran as Hampton Police Chief, effective July 1, 2009**. Roll call vote: Ayes – Eckhardt, Harms and Palmer. Nays – Schmidt, Hodge and Hanson. With a tie vote, Mayor Weldin cast a vote of Aye; motion carried.

Mayor Weldin referred comment to City Manager Dunt regarding proposed public hearing regarding financing for the Highway 65 Project. Motion by Hodge, seconded by Hanson, to **set Public Hearing for Tuesday, May 26, 2009, regarding financing for the Highway 65 Project, maximum not to exceed amount of \$3,250,000.** Motion approved unanimously.

Mayor Weldin referred comment to City Manager Dunt regarding proposed **public hearing on Ordinance No. 312 for the rezoning of certain properties.** Motion by Eckhardt, seconded by Palmer, to set Public Hearing for Tuesday, May 26, 2009, regarding approval and adoption of Ordinance No. 312. Motion approved unanimously.

Mayor Weldin called for a motion to **approve claims.** Motion by Eckhardt to approve claims, as recommended by the Finance Committee, totaling **\$129,055.45.** Seconded by Schmidt. Eckhardt asked departments to watch the spending with current budget. Motion approved unanimously.

Mayor Weldin referred comment to City Manager Dunt regarding proposed **Resolution 2009-09, “Resolution fixing date for a meeting on the proposition of the issuance of not to exceed \$3,250,000 General Obligation Bonds, Series 2009 (for an Urban Renewal Purpose) of the City of Hampton, State of Iowa, and providing for publication of notice thereof.”** Motion by Palmer, seconded by Hodge, to approve and adopt Resolution 2009-09. Roll call vote: Ayes – Hodge, Schmidt, Palmer, Harms, Hanson and Eckhardt. Nays – None. Motion approved, and Resolution 2009-09 adopted.

Mayor offered a second reading of proposed **Ordinance No. 312, “An Ordinance amending the Code of Ordinances of the City of Hampton, Iowa, Chapter 165, Article 4, Section 2, to change the official zoning map to re-zone certain properties.”** No request for reading voiced. Motion by Hanson, seconded by Hodge, to approve the second reading of Ordinance No. 312. Roll call vote: Ayes – Palmer, Hodge, Schmidt, Hanson, Harms and Eckhardt. Nays – None. Motion approved, and Ordinance No. 312 will be referred to the next regular session for final consideration and approval.

Motion by Harms to approve the **Consent Agenda**, including previous minutes as drafted for publication from the Tuesday, April 28, 2009, Regular Session, scheduling the next Regular Session for Tuesday, May 26, 2009, approval of renewals of Beer/Liquor Licensing for Pamida, 808 4th Street SE, and Kum & Go #1, 609 Central Avenue W, both of Hampton, Iowa, and approval of temporary closure of alleyway for graduation reception. Second by Hanson. Motion approved unanimously.

Staff Reports given by **Captain Jim Hilton**, Police Dept.; **Doug Tarr**, Public Works Director; and **Ron Dunt**, City Manager, congratulating Ray Beltran on his appointment as Police Chief.

Council Reports given by **Harms, Eckhardt, Schmidt, Palmer, Hodge** and **Hanson**, all offering their congratulations and support to Ray Beltran, as did **Mayor Weldin** in her report.

Motion to adjourn by Hanson at 6:25 p.m. Second by Harms. Motion approved unanimously. **Adjournment 6:25 p.m.**

Attest:

Ron Dunt, City Manager

Mayor Diane Weldin