

**HAMPTON CITY COUNCIL
REGULAR SESSION MINUTES
THURSDAY, MAY 26, 2016, 6:00 P.M.**

The Hampton City Council Regular Session was called to order at City Council Chambers by Mayor Brook Boehmler at 6:00 p.m. Council members in attendance were Meghan Freie, James Davies, Dyanne Pralle, Jay Hickman, Jesse Mollenbeck and Richard Lukensmeyer. Mayor Boehmler invited those present to join in the Pledge of Allegiance to the U.S. flag. Mayor Boehmler called for a motion to approve the **agenda with an amendment to move one item from the Consent Agenda, La Frontera request for a 5 day outdoor liquor sales permit, to the La Frontera alley request discussion.** Motion by Lukensmeyer to approve the agenda with said change. Second by Pralle. Motion approved unanimously.

Mayor Boehmler gave the report from the **Council Workshop** of May 23, 2016.

Public Comment: Mayor Boehmler invited those wishing to make public comment to address the Council. **Carolee Philpott, 629 4th Ave NW presenting a petition** of opposition to a proposed commercial building being considered on 9th St. NW. The neighbors also request that the city consider rezoning the area from I-1 Light Industrial to Residential. The council will refer this matter to the city attorney and the Planning and Zoning Commission.

Mayor Boehmler opened the **Public Hearing regarding the FY16 Budget Amendment** at 6:25 p.m. City Manager Dunt advised no comments or objections had been received at City Hall on the matter. Mayor Boehmler offered opportunity for public comment; none. Mayor Boehmler closed the Public Hearing at 6:27 p.m.

Old Business: None.

New Business: Mike Beardon, CGA, presented an **Airport Hangar Rehabilitation project summary which included the contract language for assessment of liquidated damages to the contractor, Modern Builders,** for finishing the project 42 days late. Steve Peters, Modern Builders of Janesville, Iowa requested the council consider waiving some of the late days. He stated they had experienced some bad weather, damaged materials and personnel issues that affected their meeting the completion date. After much discussion Lukensmeyer made a motion to subtract 10 days (\$250/day) of penalties or \$2,500, due to material damages causing delays. Second by Davies. Vote: Davies-Aye, Freie-Nay, Lukensmeyer-Aye, Mollenbeck-Aye, Hickman-Nay and Pralle-Aye. Motion approved. (the liquidated damages will be reduced to 32 days)

Ben Wolf, SEH, presented **Change Order #1 for the Hampton Library Curved Wall Repair project.** The change order called for complete reconstruction of the wall at an additional cost of \$59,570.00 as well as changing the substantial completion date of Division I and Division II to November 1, 2016. Motion by Davies, seconded by Freie to approve the Change Order #1 as presented. Motion unanimously approved.

Mary Rodriguez, 200 1st St NW, owner of **La Frontera Restaurant,** requested the council consider **approving an alley closure** in the 100 block of 2nd Ave NW from 1:00 p.m. until 9:00 p.m. **and to allow for a beer garden at the same location operating under a 5 day outdoor liquor sales permit.** After much discussion, motion by Davies, second by Lukensmeyer to approve the alley closure for June 4, 2016 and approve the 5 day temporary outdoor liquor sales license contingent upon Police

Chief site plan review and ABCM being notified and communicated the La Frontera plans. Motion approved unanimously.

Ron Dunt presented the council with the **Marketing License Agreement between the City of Hampton and Utility Service Partners/DBA Service Line Warranties of America**. Motion by Hickman, second by Mollenbeck to approve the agreement. Motion approved unanimously.

Mayor Boehmler called for a motion to **approve claims**. Motion by Pralle to approve claims, as recommended by Staff, totaling \$114,662.03. Seconded by Freie. Motion approved unanimously.

Mayor Boehmler introduced **Resolution 2016-11, “A RESOLUTION APPROVING AND ADOPTING THE FISCAL YEAR 2016 BUDGET AMENDMENT”** Resolution read by City Manager Dunt, who provided details. Motion by Hickman, seconded by Freie, to approve and adopt Resolution 2016-11. Roll call vote: Ayes – Davies, Freie, Pralle, Hickman, Lukensmeyer and Mollenbeck. Nays – None. Motion approved and Resolution 2016-11 adopted.

Resolution 2016-13, “RESOLUTION SETTING PUBLIC HEARING DATE FOR CONSIDERATION FOR SALE OF VACATED ALLEY IN BLOCK 24, ORIGINAL TOWN OF HAMPTON” Resolution read by City Manager Dunt, who provided details. Motion by Lukensmeyer, seconded by Pralle, to approve and adopt Resolution 2016-13. Roll call vote: Ayes – Freie, Mollenbeck, Davies, Lukensmeyer, Pralle and Hickman. Nays – None. Motion approved and Resolution 2016-13 adopted.

Resolution 2016-14, “A RESOLUTION APPROVING THE TENTATIVE AGREEMENT BETWEEN CITY OF HAMPTON AND TEAMSTERS LOCAL NO. 238 PUBLIC WORKS EMPLOYEES 2016-17” Resolution read by City Manager Dunt, who provided details. Motion by Freie, seconded by Davies, to approve and adopt Resolution 2016-14. Roll call vote: Ayes – Hickman, Pralle, Lukensmeyer, Davies, Mollenbeck and Freie. Nays – None. Motion approved and Resolution 2016-14 adopted.

Resolution 2016-15, “A RESOLUTION APPROVING THE TENTATIVE AGREEMENT BETWEEN CITY OF HAMPTON AND TEAMSTERS LOCAL NO. 238 POLICE DEPARTMENT EMPLOYEES 2016-2017” Resolution read by City Manager Dunt, who provided details. Motion by Pralle, seconded by Freie, to approve and adopt Resolution 2016-15. Roll call vote: Ayes – Mollenbeck, Lukensmeyer, Freie, Hickman, Davies and Pralle. Nays – None. Motion approved and Resolution 2016-15 adopted.

Resolution 2016-16, “A RESOLUTION APPROVING DRAINAGE TILE EASEMENT AGREEMENT FOR WASTEWATER TREATMENT PLANT PROJECT” Resolution read by City Manager Dunt, who provided details. Motion by Davies, seconded by Lukensmeyer, to approve and adopt Resolution 2016-16 with a typo correction on the Lilly address. Roll call vote: Ayes – Pralle, Hickman, Lukensmeyer, Freie, Mollenbeck and Davies. Nays – None. Motion approved and Resolution 2016-16 adopted.

Resolution 2016-17, “A RESOLUTION ORDERING CONSTRUCTION OF CERTAIN PUBLIC IMPROVEMENTS, AND FIXING A DATE FOR HEARING THEREON AND TAKING OF BIDS THEREFORE (2016 HMA Overlay Project)” Resolution read by City Manager Dunt, who provided details. Motion by Freie, seconded by Mollenbeck, to approve and adopt Resolution 2016-

17. Roll call vote: Ayes – Lukensmeyer, Davies, Hickman, Mollenbeck, Freie and Pralle. Nays – None. Motion approved and Resolution 2016-17 adopted.

Motion by Freie, seconded by Lukensmeyer to approve the **Consent Agenda**, including previous minutes as drafted from publication from the May 12, 2016, Regular Session and scheduling the next Regular Session for Thursday, June 9, 2016, at 6:00 p.m., at City Council Chambers, and approval of renewal of liquor licensing for El Valle Tienda 212 1st Ave NW, Hampton, Iowa and La Frontera 200 1st St NW, Hampton, Iowa. Motion approved unanimously. (Council Members Davies and Hickman departed the meeting for prior commitments at 7:32 p.m.)

Staff Reports given by **Chief Bob Schaefer**, Police Dept.; **Doug Tarr**, Public Works Director; and **Ron Dunt**, City Manager, reminding citizens the city hall and compost site will not be open Monday, May 30th for Memorial Day.

Council Reports given by **Pralle and Lukensmeyer**.

Motion to adjourn by Freie at 7:40 p.m. Second by Pralle. Motion approved unanimously.

Adjournment 7:40 p.m.

Attest:

Ron Dunt, City Manager

Mayor Brook S. Boehmler