

**CITY OF OKOBOJI  
REGULAR COUNCIL MEETING  
TUESDAY, SEPTEMBER 10, 2013, 6:00 P.M.**

**PRESIDING:** Mayor Mary VanderWoude

**COUNCILMEMBERS PRESENT:** Dulin, Robinson, Christensen, Hentges, Delperdang

**OTHERS PRESENT:** Sue Robinson, Mr. & Mrs. Leo Jochum, Cris Hedgpath, Sara Christensen, Jason Petersen, Fran Shloss, Brad Beck, Leo Parks, Jr., Julie Andres

After the Pledge of Allegiance, Mayor VanderWoude called the meeting to order at 6:00 P.M. Christensen/Hentges moved to adopt the agenda. All ayes. Motion carried. Hentges/Christensen moved to approve the consent agenda, which included the minutes of the previous meetings 08/13/13 and 08/27/13, claims for September 2013, and the Clerk's Report ending August 2013. All ayes. Motion carried.

**NEW BUSINESS**

**Council to introduce the second consideration of Ordinance No. 221, Zoning Ordinance of the City of Okoboji, Iowa:** The Mayor stated it was her understanding a request has been made for changes to the new proposed ordinance. City Administrator Dennis Daly stated there has been a request by Julie Andres of Mau Marine addressing parking spaces for marinas as well as addressing the sign ordinance and LID principles and practices. Hentges/Christensen moved to introduce the second consideration of Ordinance No. 221. Before a vote was taken, Councilmember Delperdang asked Daly if the requests are significant enough to warrant a meeting by the Planning & Zoning Commission. Daly stated that it would at some point. Delperdang stated if a request is going to come in the next couple of months, why not do it now. Daly stated if changes are made, the process will have to start all over with another public hearing. Councilmember Christensen stated he tends to agree with Delperdang where it seems this whole issue has become process over product. Christensen went on to say if the major concern is that we have to back track and make this right in the eyes of the public, then the zoning ordinance is being looked at in the wrong way. Christensen said the Commission should meet again and have to schedule three more public hearings because that is what the process is about; and if the suggestions bear upon business or private ownership, then it should be given full consideration. Councilmember Hentges asked Councilmember Dulin if this document is a work in progress and every time something comes up the city must approach it and go from there. Hentges went on to say if a request were made every time the ordinance is considered, then it would never get done. Dulin concurred with Hentges saying he is not minimizing Andres's comments but one can always find things to change, but where is the line drawn. After further discussion, the Mayor called for the vote. The vote was as follows: Dulin, Hentges to approve and Delperdang, Christensen, Robinson to not approve the second consideration of Ordinance No. 221. The motion is defeated and not carried.

**Council to consider the statement of substantial completion for the 2009 Water Treatment Plant project:** Dulin/Robison moved to approve the statement of substantial completion. All ayes. Motion carried.

**Council to consider an Application for Payment No. 2 for the 2013 City of Okoboji LID/Drainage Improvements and City Hall Parking Lot Project in the amount of \$24,929.71:** Hentges/Christensen moved to approve the Application for Payment No. 2 in the amount of \$24,929.71. All ayes. Motion carried.

**Council to consider Resolution No. 13-15, Resolution approving the annual City Street Financial Report from July 1, 2012 to June 30, 2013:** Robinson/Dulin moved to approve and adopt Resolution No. 13-15. Upon the call of the roll, the vote was follows: AYES-Delperdang, Hentges, Christensen, Robinson, Dulin; NAYS-None. With the vote being in the majority, the Mayor declared the motion duly carried.

**Council to consider Resolution 13-16, Resolution fixing date for a meeting on the proposition to authorize a Loan Agreement and the issuance of Notes to evidence the obligations of the City thereunder:** Christensen/Hentges moved to approve and adopt Resolution No. 13-16. Upon the call of the roll, the vote was as follows: AYES-Delperdang, Hentges, Christensen, Robinson, Dulin; NAYS-None. With the vote being in the majority, the Mayor declared the motion duly carried.

**Council to consider Resolution No. 13-17, Resolution approving the Preliminary Official Statement:** Delperdang/Christensen moved to approve and adopt Resolution No. 13-17. Upon the call of the roll, the vote was as follows: AYES-Delperdang, Hentges, Christensen, Robinson, Dulin; NAYS-None. With the vote being in the majority, the Mayor declared the motion duly carried.

**Council to consider an underwriter's agreement by and between the City of Okoboji and Piper Jaffray & Co.:** Robinson/Christensen moved to approve the Underwriter's Agreement by and between the City of Okoboji and Piper Jaffray & Co. All ayes. Motion carried.

**Council to consider Disclosure Required for Issuing General Obligation Capital Loan Notes, Series 2013:** Hentges/Christensen moved to approve the Disclosure Required for Issuing General Obligation Capital Loan Notes, Series 2013. All ayes. Motion carried.

**Council to consider an Agreement To Serve As Dissemination Agent For Secondary Market Disclosure with Piper Jaffray & Co.:** Christensen/Robinson moved to approve the Agreement To Serve As Dissemination Agent For Secondary Market Disclosure with Piper Jaffray & Co. All ayes. Motion carried.

**Council to consider a granted variance to Mr. Leo Jochum of 3245 Lake Shore Drive:** Christensen/Dulin moved to approve a granted variance for Mr. Leo Jochum of 3245 Lake Shore Drive. All ayes. Motion carried.

**Council to consider a dock permit for Christopher & Maggie Thaden of 2104 Lake Shore Drive for Public Access #6:** Robinson/Dulin moved to approve a dock permit for Christopher & Maggie Thaden of 2104 Lake Shore Drive for Public Access #6. All ayes. Motion carried.

**Council to discuss and consider limiting tractor/trailer traffic on portions of Morningside Drive:** Daly reported he has received complaints from the residents of Morningside Drive concerning tractor/trailer combination trucks traveling on Morningside Drive behind the businesses of the Barnswallow and Johnathon Blake Home Decor. Daly went on to say the vehicles in question have a difficult time exiting and are using private driveways to make the turns, thus tearing up some of the driveway surfaces. Discussion followed on the validity of not allowing such traffic in that area, enforcement problems, possible signage, and how it may impact the businesses in that location. Daly was directed to do some research and see if an ordinance could be drafted that would work for this area.

## **REPORT OF OFFICERS**

Police Chief Jason Peterson gave the police report.

Daly reported the Council could expect a request from the Trails Board for funds to assist in repair of the bike trail. Daly reported the Trails Board would undoubtedly apply for grant funds for the repair.

Daly reported he will be attending a meeting on September 24, 2013, in Des Moines, Iowa, with Attorney Ivan Webber concerning Iowa Lakes Regional Water. Daly stated if anyone would like to attend to let him know.

Daly reported it has been 5 years since dock permits were issued, and he will be investigating any changes that should be made to the current dock ordinance.

Daly reported the street projects are now ongoing and should be complete within 10 days or so.

Expenditures for the month of August 2013 are as follows: Public Safety - \$42,540.37; Public Works - \$20,122.37; Culture & Recreation - \$126.78; Community & Economic Development - \$6,275.50; General Government - \$28,965.09; Water - \$40,209.84; Road Use Tax - \$6,443.13; Capital Projects - \$59,879.63. Receipts for the same period were \$85,897.68, creating a balance in all funds in the amount of \$1,322,464.91. \$116,331.12 of the reported balance is invested in Certificates of Deposit with the United Community Bank.

Robinson/Dulin moved to adjourn. All ayes. Motion carried. Meeting adjourned at 6:45 P.M.

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Mary VanderWoude, Mayor

ATTEST:

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Dennis J. Daly, CMC  
City Clerk/Administrator