

CITY OF OKOBOJI
REGULAR COUNCIL MEETING
TUESDAY, JULY 11, 2017

PRESIDING: Mayor VanderWoude

COUNCILMEMBERS PRESENT: Julie Andres, Jim Delperdang (Arrived at 6:05 p.m.), Jim Hentges, Walter Mendenhall, Jerry Robinson.

COUNCILMEMBER ABSENT: NONE.

OTHERS PRESENT: Dan Sanders, Owen Primavera, John VanOrsdel, Julie Fowler, Susan VanOrsdel, Phil Petersen, Phil Lianson, Margaret Tangney Lainson, David Scott, Jeff Thee, Mike Luhrs, Connie Bjornstad, Joe Andres, Christine Christianson, Marvin VanTilburg, and Jason Peters.

After the Pledge of Allegiance the Mayor called the meeting to order at 6:00 p.m. Mendenhall/Robinson moved to adopt the agenda. All ayes. Motion carried. Andres/Mendenhall moved to approve the consent agenda, which included minutes of the previous meeting 06/13/2017, Claims for July 2017, Bank Cash Report for June 2017.

CITIZENS APPEARANCES

Owen Primavera was on hand to discuss his concerns he has as the Chairman of the Board of Adjustment. Primavera stated that he was concerned about the increased workload the Board has seen due to the amount of items that must receive a conditional use permit. He fears that some members of the board may resign due to the expansion of their role. A discussion between the Council and Primavera took place regarding ways the Council can address the Board's workload.

PUBLIC HEARING

Council to conduct a Public Hearing Considering an Amendment to Chapter 55 – Animal Protection and Control, by amending/replacing the definition of “at large” by substituting new language in 55.01 (3) to add a leash requirement. Proposed Ordinance No. 237.

First reading of Proposed Ordinance No. 237, an ordinance by replacing language in 55.01 (3) to add a leash requirement. Hentges/Robinson moved for the first reading of Proposed Ordinance No. 237, an ordinance by replacing language in 55.01 (3) to add a leash requirement. All ayes. Motion carried. Mayor VanderWoude opened the public hearing for questions or comments. A discussion took place between the Board and members in audience regarding concerns over the requirement that an animal needs to be restrained on their own premises. Mayor VanderWoude closed the public hearing. Mayor VanderWoude suggested that this matter be tabled so that the language can be amended.

Consideration of waiving second and third readings of Proposed Ordinance No. 237. Issued was tabled.

Consider adoption of Proposed Ordinance No. 237. Issued was tabled.

PUBLIC HEARING

Council to conduct a Public Hearing Considering an Amendment to Chapter 122 - Peddlers, Solicitors and Transient Merchants, by creating a new Chapter 122. Proposed Ordinance No. 238.

First reading of Proposed Ordinance No. 238, an ordinance replacing language of Chapter 122 with new language. Andres/Hentges moved for the first reading of Proposed Ordinance No. 238, an ordinance replacing language of Chapter 122 with new language. All ayes. Motion carried. Mayor VanderWoude opened the public hearing for questions or comments. Administrator Peters explained the amendment was drafted in response to the moratorium put into place in at the end of April and explained

several of the new features of the amendment. A discussion between the Council and Administrator Peters took place on changes that needed to be made to the proposed language.

Consideration of waiving second and third readings of Proposed Ordinance No. 238. Mendenhall moved to consider waiving second and third readings of Proposed Ordinance No. 238 with discussed changes. With no second, the motion failed. The Mayor requested a motion for special meeting to hear the proposed changes. Hentges/Robinson moved to hold a special meeting on July 27th, 2017 at 5 p.m. to consider proposed changes to Amendment to Chapter 122 - Peddlers, Solicitors and Transient Merchants, by creating a new Chapter 122. Proposed Ordinance No. 238.

Consider adoption of Proposed Ordinance No. 238. Issued will be heard July 27th, 2017 at 5 p.m.

OLD BUSINESS

Council to hear update from Administrator Peters regarding the seawall on Dixon Beach.

Administrator Peters explained that Engineer Beck has been working on estimates for the project and is waiting to hear back from a contractor that has reviewed the property. Beck is also working on estimated costs for a steel sheet piling wall and has been in contact with the DNR on whether this would be a feasible option. Administrator Peters explained that he had been in contact with Mr. Farner regarding the sinkholes on public property in front of 2309 Holiday way. Marv Vantilburg has been working on getting estimates for fixing this issue. The Council directed Administrator Peters to look into solving this issue. Phil and Margaret Lainsen informed the Council that they do feel that the seawall in front of their property does not need to be fixed. No Action Taken. Informational Only.

Request from Christine Christianson of 1406 Carriage Lane to explore the option of vacating city owned property adjacent to her property. Christine Christianson explained that a portion of the her dwelling actually falls within the street right of way and that she had met with Administrator Peters in May to discuss the possibility of vacating this right of way. A discussion took place between Mrs. Christianson and the Council regarding whether adjacent properties would be interested in receiving part of the vacated property. A discussion took place regarding access to property owned by the HOA, if this area was vacated. The Council discussed if there would be a sale price for the property and the process that would need to followed to vacate property. No Action Taken. Informational Only.

NEW BUSINESS

Council to consider a Board of Adjustment granted variance to Kae Hoppe 1728 Nichols Avenue to construct a dwelling and garage that encroaches approximately 5 feet into the rear yard setback and the southern portion of the garage to encroaches approximately 6 feet into the side yard setback. Robinson/Hentges moved to approve the Board of Adjustment granted variance to Kae Hoppe 1728 Nichols Avenue to construct a dwelling and garage that encroaches approximately 5 feet into the rear yard setback and the southern portion of the garage to encroaches approximately 6 feet into the side yard setback. All ayes. Motion carried.

Council to consider the re-appointment of Hank Grant to the Planning and Zoning Board with term to expire August 15th, 2022. Hentges/Mendenhall moved to re-appoint Hank Grant to the Planning and Zoning Board with term to expire August 15th, 2022. 4, ayes, 1 nay. Motion carried.

REPORT OF OFFICERS.

Administrator reports: Administrator Peters stated he received notice on Tuesday that the City's police patrolmen had voted in favor of unionizing. Administrator Peters stated he would be meeting with representatives from the City's workers comp insurance on Wednesday. He also stated that the City Audit would begin in August and he had received packets from the County for those that wish to run for City office.

Expenditures for the month of June 2017 are as follows: General Fund - \$123,151.91; Trust & Agency - \$0.00; Road Use Tax - \$4,214.95; TIF - \$0.00; Debt Service/Property Tax - \$0.00; Capital Projects - \$73,595.00; Water - \$27,560.01. Receipts for the same period were in the amount of \$180,692.11 creating a balance in all funds in the amount of \$2,642,105.49. \$425,937.15 of the reported amount is invested in Certificates of Deposit with United Community Bank.

Mayor VanderWoude entertained a motion to adjourn. Hentges/Robinson moved to adjourn. All ayes. Mayor VanderWoude adjourned meeting at 7:28 P.M.

Mary VanderWoude, Mayor