

CITY OF OKOBOJI
REGULAR COUNCIL MEETING
TUESDAY, AUGUST 8, 2017

PRESIDING: Mayor VanderWoude

COUNCILMEMBERS PRESENT: Julie Andres, Jim Delperdang, Jim Hentges Walter Mendenhall, Jerry Robinson.

COUNCILMEMBER ABSENT: NONE.

OTHERS PRESENT: Daniel Sanders, Leo Jochum, Bev Jochum, Jim Krambeck, Palmer Moe, Bob Moyle, Phil Petersen, David Scott, Molly Scott, Jeff Thee, Mike Luhrs, Judith Luhrs, Roger Jones, Peggy Jones, Steve Anderson, Kae Hoppe, Marvin VanTilburg, Jr., Steve Schwaller, Brad Beck, Jason Petersen and Jason Peters.

After the Pledge of Allegiance the Mayor called the meeting to order at 6:00 p.m. Hentges/Andres moved to adopt the agenda. All ayes. Motion carried. Mendenhall/Robinson moved to approve the consent agenda, which included minutes of the previous meetings 07/11/2017 & 07/27/2017, Claims for August 2017, Bank Cash Report for July 2017.

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. Mayor VanderWoude read into the record the updated language of the proposed ordinance. Mike Luhrs inquired as to whether an isolated incident prompted this change. Chief Petersen stated that there had been several incidents in past. Judy Luhrs stated that she was afraid that an isolated incident is leading to this change and asked for documentation of the past incidents. A discussion took place between the Council and those in the audience regarding how this ordinance would be enforced. Councilmember Hentges stated that the goal of this ordinance would be to prevent incidences of dog attacks. A discussion took place between the Council and those in the audience regarding the fact that the use of electronic collars has been added to the ordinance. A discussion took place between the Council and those in audience regarding whether any tickets have been written regarding dogs “at large”. Hentges/Robinson moved to accept the first reading of Proposed Ordinance No. 237, an ordinance by replacing language in 55.01 (3) to add a leash requirement. Roll call vote, all ayes. Motion carried.

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

Councilmember Robinson stated that he felt that the issue should be read again in September’s council meeting. Issued was tabled.

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

OLD BUSINESS

Council to hear update from Engineer Beck regarding the seawall on Dixon Beach. Engineer Beck stated that over the past few months they had been reviewing options for the seawall. Engineer Beck stated that he had looked into the option of using steel sheet pilings as an alternative to the seawall. Engineer Beck explained the slopes that would need to be involved in if the City chose to replace the seawall with rip rap. Engineer Beck stated that he would like to take soil samples to know what they will be working with in the sloped area. Mike Hawkins with Iowa DNR explained that seawalls are

allowed under Iowa Code. Mr. Hawkins explained the process that the DNR would go through when doing a review of the proposed project. Councilmember Delperdang expressed concern that a new seawall will suffer the same undermining erosion that is happening to the current wall. Engineer Beck stated that a sloped project could cost approximately \$100,000 to \$150,000 and a new seawall could cost approximately \$400,000 to \$500,000. A discussion took place between the Council and Engineer Beck regarding whether steel sheet pilings could be installed in front of the existing wall. Councilmember Mendenhall stated that the current wall still has value and steel sheet pilings could be used to protect it. Engineer Beck and Mr. Hawkins stated that special permits would be required to put these pilings in the lake. Councilmember Robinson stated that the City has went to great effort to come up with an ordinance that requires natural approaches in the lakeshore bank area and this would not be a natural approach. Engineer Beck stated that he can support any of the options that have been presented, but he wanted everyone to realize that in order to build a new seawall, a large amount of water will need to be disrupted. Phil Petersen stated his support of the seawall option. Bob Moyle stated his support of building the seawall. Mayor VanderWoude stated that she had received concerns about the cost of the seawall and having the City bear the cost when the area only affects 10 properties. Engineer Beck reiterated that he would like to take soil samples to get a better idea of the type of soil that is in area. Engineer Beck stated that a temporary fix for sinkhole near Mr. Farner's property will be put into place in the next week. No Action Taken. Informational Only.

NEW BUSINESS

Emma Hanigan, with Iowa DNR, will to give Council a presentation regarding Emerald Ash Borer. Emma Hanigan gave a presentation to the Council regarding ways citizens and the City can protect their trees from invasive species. Ms. Hanigan explained that the DNR offers a service (at no cost) to inventory the City's trees and its goal is to help the City develop a tree management plan. Ms. Hanigan stated that this is a first come, first serve program and the Okoboji has been placed on the list. No Action Taken. Informational Only.

Request from James Krambeck of 3501 Fairfield Street and the Okoboji Cottage Management Trust of 3411 Fairfield Street to explore the option of vacating city owned property between the properties. Mayor VanderWoude moved this item up in the agenda. Palmer Moe stated that he is one of the owners of 3411 Fairfield and the property has been in his family for 90 years. Mr. Moe stated that they have maintained the area and it has never been used as a public access. Mr. Moe stated that they have incurred costs to maintain the area and it would be beneficial to put this property back on the tax roll. Councilmember Mendenhall stated that given the square foot cost of lakeshore property he would have a difficult time simply vacating this area to the adjoining homeowners. James Krambeck stated that he had owned 3501 Fairfield for 20 years and have incurred costs to maintain the area and the lakeshore bank. Mr. Krambeck stated this area has never been used by the public and explained the history of the surrounding properties. Mr. Krambeck explained how the City had addressed past maintenance issues in the area and that he had a meeting scheduled last summer to discuss vacating this property. Councilmember Mendenhall stated that there are a lot properties along the lakeshore that have these access next to them that they would like vacated to them. Councilmember Delperdang suggested that the area be appraised to give the Council a better idea of what the value of this property. No Action Taken. Informational Only.

Council to discuss options to address safety concerns regarding parking along Lakeshore Drive. Mayor VanderWoude stated that she had noticed both sides of Lakeshore Drive heading up the hill to Smiths RV had people parked in the no parking zone. Councilmember Delperdang stated that this seems to be an issue of parking enforcement. Administrator Peters stated this issue was put on the agenda because both Waste Management and the IGLSD have approached the City to indicate that they feel that parking on both sides of the street is causing an unsafe work environment for their employees. Administrator Peters stated that Engineer Beck has provided the relevant sections of the SUDAS manual dealing with suggested widths for parking on both side of a city street. Engineer Beck has checked the

width of Lakeshore Drive in 2 locations. Councilmember Mendenhall inquired to Chief Petersen as to asking contractors to not park on both sides of the street. Chief Petersen stated if they see an issue they will ask the contractors to move their vehicles. Administrator Peters stated that at both locations the street was 29 feet wide. Peggy Jones suggested that a yellow line be painted in the area by Smiths so that people know where the no parking zones are in place. Administrator Peters stated that this item was to be informational only and that if any no parking zones are going to be extended that this would need to be done through the ordinance process. No Action Taken. Informational Only.

REPORT OF OFFICERS.

Administrator reports: Administrator Peters stated the Park Board would be meeting on August 21, 2017 to discuss Pickleball courts at Speier Park.

Expenditures for the month of July 2017 are as follows: General Fund - \$183,015.83; Trust & Agency - \$0.00; Road Use Tax - \$30,454.32; TIF - \$0.00; Debt Service/Property Tax - \$0.00; Capital Projects - \$0.00; Water - \$33,283.40. Receipts for the same period were in the amount of \$143,098.71 creating a balance in all funds in the amount of \$2,583,100.21. \$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/Mendenhall moved to adjourn. All ayes. Mayor VanderWoude adjourned meeting at 7:48 P.M.

Mary VanderWoude, Mayor