

CITY OF OKOBOJI
REGULAR COUNCIL MEETING
TUESDAY, AUGUST 9, 2016, 6:00 P.M.

PRESIDING: Mayor VanderWoude

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

OTHERS PRESENT: Jim Hedgpeth, Cris Hedgpeth, Todd Abrahamson, Kay Peters, Jim Peters, Mike Luhrs, Mike Flannegan, John Van Dyke, Kirk Stauss, Brad Beck, David Stein, Will Musgrove, Steve Hallgren, Doug Brown, Ryan Brown, Mat Hanson, Steve Moore, Julie, Ford-Fowler, Ryan Ferguson, Denise Norland, Nancy Krause, Mary Risewick, Lynne Krantz, Carl Shaw, Bill Fowler, Mike Manly, Larry Remmers, Phil Petersen, Vrenae Daly, Trevir Michehl, Jason Petersen

After the Pledge of Allegiance the Mayor called the meeting to order at 6:00 P.M. Hentges/Mendenhall moved to adopt the agenda. All ayes. Motion carried. Andres/Mendenhall moved to approve the consent agenda, which included minutes of the previous meetings 07/12/16, claims for August 2016, Bank Cash/Treasurers Report for July 2016. All ayes. Motion carried.

CITIZEN APEARANCES

Vrenae Daly came to publicly thank the city and council for their support.

Mike Luhrs regarding Okoboji Police Department: Mr. Luhrs stated he has an issue with the police force and feels the city should consider going to contract law enforcement. He feels police presence isn't where it should be. He has researched contract law in other communities and believes there would be a savings for the city with the same amount of coverage. No action was taken.

Cris Hedgpeth regarding former Crawford Property:

Mrs. Hedgpeth feels the former Crawford property is being used in a manner not permitted by the city zoning regulations with the number of unrelated tenants in a home. She stated there has been no disturbances from the tenants, but is concerned for the safety of those living there if indeed there are too many occupants per the zoning regulations. Hedgpeth again made a suggestion that a search warrant be carried out on this property to enforce the zoning laws. Police Chief Jason Petersen was asked by Mayor VanderWoude if there would be cause for a search warrant to see if those living on property should be there. Police Chief Petersen said no. City Attorney Stein also does not recommend that course of action. Mrs. Hedgpeth suggested the city send a letter to the owner of the property citing this particular ordinance and bring it to his attention before next season. No action was taken.

OLD BUSINESS

Kay and Jim Peters regarding off street parking zoning violations for a commercial property located at 1104 Hwy 71 S: Mrs. Peters lives at Pelican Shores next to the property and feels this business does not have adequate off street parking. Mayor VanderWoude stated the city representatives had visited the establishment since the last council meeting and there was adequate parking for the amount of seating in the establishment to include employees. City Attorney Stein suggested the Peters contact the business and building owners as well as their own attorney as this issue may be a private nuisance.

NEW BUSINESS

Todd Abrahamson, Okoboji Superintendent of Schools introduction: Mr. Abrahamson introduced himself and communicated he is looking forward to working with the community and discussed an open door policy and was looking forward to hearing the expectations of the school district by the council members.

Kirk Stauss discussion of easement at 5503 Lakeshore Drive: City Engineer Brad Beck was on hand to give the council a history of the property and made some suggestions on what he felt the course of action could be. Mr. Stauss asked the council members if they would be willing to release a couple feet of easement at 5503 Lakeshore Drive. At this time the council was open to the idea but told Mr. Stauss that the determination would be made when a plan for that property was put into place.

Council to consider 4-year recycling drop box renewal contract with Shamrock Recycling:

Delperdang/Andres moved to approve another 4 year recycling drop box renewal contract with Shamrock Recycling to start September 1, 2016-August 30, 2020 for the rate of \$158.37 per load. All ayes. Motion carried.

Public Hearing: Council to conduct a Public Hearing Considering an Amendment to the Zoning Ordinances creating a moratorium on exceptions/special lakeshore landscaping permits under Section 7.6- Landscaping Lakeshore Property by adding 7.6(5)(a) Moratorium on Exceptions including an exception to the Moratorium through a conditional use permit. The Moratorium is for up to six months to study possible additional regulatory controls. Proposed Ordinance No. 230. Council considered comments from Citizens in attendance, Council members, City Staff and also considered the recommendation from the Planning and Zoning Commission.

First reading of Proposed Ordinance No. 230: an ordinance amending Article VII-Lakeshore Residential District, Section 7.6 by adding 7.6(5)(a) – A Moratorium on Exceptions creating a six month Moratorium in order to study possible additional regulatory controls with an exception through a conditional use permit. Mendenhall/Robinson moved to approve Moratorium with Exceptions. Roll call all ayes. Motion carried.

Council to consider waiving of second and third readings of Proposed Ordinance No. 230:

Mendenhall/Robinson moved to approve waiving second and third readings of Proposed Ordinance No. 230. Roll call all ayes. Motion carried.

Council to consider adoption of Proposed Ordinance No. 230: Motion to adopt, Mendenhall/Robinson moved to adopt Proposed Ordinance No. 230. . Roll call all ayes. Motion carried. City Staff will publish the ordinance in the Dickinson County News at the next available publication date.

Council to review the Street Financial Report for July 1, 2015 to June 30, 2016 and consider Resolution No. 16-05: Robinson/Hentges moved to approve Resolution No. 16-05. Roll call all ayes. Motion carried.

Council to consider amending Resolution No. 09-17 policy regarding use of city credit cards:

Delperdang/Hentges moved to approve amending Resolution No. 09-17 to be updated Resolution No. 16-06. Roll call all ayes. Motion carried.

Council to consider the re-appointment of Jane Shuttleworth to the Planning and Zoning Commission with term to expire August 15, 2021: Andres/Mendenhall moved to approve the re-appointment of Jane Shuttleworth to the Planning and Zoning Commission with term to expire August 15, 2021. All ayes. Motion carried.

Council to consider the appointment of Mary VanderWoude to the Design and Review Committee with term to expire September 1, 2019: Robinson/Mendenhall moved to approve the appointment of Mary VanderWoude to the Design and Review Committee with term to expire September 1, 2019. All ayes. Motion carried.

Employee/Personnel review. Council to discuss personnel. The Employees requested that the Council go into closed session pursuant to Iowa Code § 21.5(1)(i): After the employees requested a closed session, Hentges/Andres made the motion to go into a closed session. Roll call vote. All ayes. Motion carried. The Council on a roll call vote, voted to go back into open session. After a roll call, Mayor VanderWoude asked for a motion for written reprimand. Robinson/Mendenhall moved to make the oral reprimand of the employee a written reprimand. . A Roll call vote was taken: Hentges no, the rest all ayes. Motion carried.

Expenditures for the month of July 2016 are as follows: General Fund - \$144,658.11; Trust & Agency - \$620.54; Road Use Tax - \$54,429.43; Capital Projects - \$4,148.75; Water - \$42,915.33. Receipts for the same period were in the amount of \$152,012.56 creating a balance in all funds in the amount of \$1,628,478.13. \$288,367.85 of the reported amount is invested in Certificates of Deposit with United Community Bank.

Moved to adjourn. All ayes. Motion carried. Meeting adjourned at 8:37 P.M.

Mary VanderWoude, Mayor