

MINUTES OF THE OKOBOJI CITY COUNCIL MEETING HELD ON JANUARY 12, 2021

Mayor VanderWoude called the meeting to order at 6:00pm on January 12, 2021. Councilmembers Delperdang, Andres, and Robinson were present. Councilmember Mendenhall was present via telephone. Councilmember Hentges was excused from the meeting. Others present were City Administrator Michael Meyers, Police Chief Jason Petersen, Steve Schwaller, Jason Eygabroad, Dan Sanders, Alan Ditsworth, Holly Zinn, Rebecca Peters, George Bower, Phil Petersen, Denise Norland, Kelly Norland, Kae Hoppe, Babs Liesveld, Matt Schmeling, and Tim Oswald (via telephone).

CONSENT AGENDA

Motion made by Councilmember Andres and a second by Councilmember Robinson to approve the consent agenda which included minutes from the 12/08/2020 City Council meeting, the Claims and Accounts Payable Report, and the Bank Cash Report. Minutes were minimally revised from what was published. The following Councilmembers voted “YEA”: Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

Mayor VanderWoude offered condolences to the family of former Councilmember Neal Christensen. Councilmember Christensen had served the City of Okoboji City Council for four years from January 2010 – December 2013. Councilmember Christensen passed away on January 10, 2021.

Mayor VanderWoude offered condolences to the family of Officer Steve Reighard. Officer Reighard was a long-time Iowa DNR enforcement officer on the Iowa Great Lakes. Officer Reighard passed away on January 8, 2021.

Mayor VanderWoude congratulated City Administrator Michael Meyers on his nomination and subsequent election to be a Winter Games 2021 cheerleader.

CITIZEN APPERANECS

Dan Sanders, representing Dickinson County 911 Board, requested that the Council consider the inclusion of new warning sirens in the FY22 budget year.

NEW BUSINESS

Mayor VanderWoude moved to item G on the agenda.

Holly Zinn, with the Pearson Lakes Art Center, updated the Council on PLAC operations and requested funding in FY22 for continued support. No further action taken.

Rebecca Peters, with Vacation Okoboji and Okoboji Tourism, updated the Council on operations and requested funding in FY22 for continued support. No further action taken.

Alan Ditsworth, with the Lakes Area Hockey Association, updated the Council on operations and requested funding in FY22 for continued support. No further action taken.

Item J pertaining to the Bedell YMCA was tabled.

Mayor VanderWoude moved to item A on the agenda.

Mayor VanderWoude presented the 'Bond and Disclosure Engagement Agreement with Ahlers Coney Attorneys'. City Administrator Meyers provided an update on the refinancing of the City's existing debt. Meyers commented that the refunding bonds were sold at an interest rate of 0.85%. Meyers commented that this will allow the City to save \$272,000.00 over the next ten budget years in interest costs. Tim Oswald, Piper Sandler, provided brief update and explained the agreement.

Motion made by Councilmember Robinson and a second by Councilmember Mendenhall to approve the Bond Counsel and Disclosure Counsel Engagement Agreement with Ahlers Cooney Attorneys. The following Councilmembers voted "YEA": Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

Mayor VanderWoude presented Resolution 21-01, 'A Resolution Directing the Acceptance of a Proposal to Purchase \$4,040,000 (Dollar Amount Subject to Change) General Obligation Refunding Capital Loan Notes, Series 2021A'. Oswald commented that the final amount was \$3,925,000.

Motion made by Councilmember Mendenhall and a second by Councilmember Robinson to approve Resolution 21-01. The following Councilmembers voted "YEA": Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

Mayor VanderWoude presented Resolution 21-02, 'A Resolution Authorizing the Redemption of Outstanding General Obligation Water Improvement and Refunding Bonds, Series 2013, dated January 22, 2013'.

Motion made by Councilmember Andres and a second by Councilmember Delperdang to approve Resolution 21-02. The following Councilmembers voted "YEA": Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

Mayor VanderWoude presented Resolution 21-03, 'A Resolution Authorizing the Redemption of Outstanding General Obligation Capital Loan Notes, Series 2013, dated April 24, 2013'.

Motion made by Councilmember Robinson and a second by Councilmember Andres to approve Resolution 21-03. The following Councilmembers voted "YEA": Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

Mayor VanderWoude presented Resolution 21-04, 'A Resolution Authorizing the Redemption of Outstanding General Obligation Capital Loan Notes, Series 2013, dated November 12, 2013'.

Motion made by Councilmember Andres and a second by Councilmember Mendenhall to approve Resolution 21-04. The following Councilmembers voted "YEA": Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

Mayor VanderWoude presented Resolution 21-05, 'A Resolution approving Bond Disclosure Policy'.

Motion made by Councilmember Robinson and a second by Councilmember Andres to approve Resolution 21-05. The following Councilmembers voted "YEA": Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

Mayor VanderWoude moved to item K on the agenda.

Mayor VanderWoude initiated discussion pertaining to the proposed Lake Shore Drive project.

Councilmember Delperdang updated the Council on discussions that have taken place between City Officials and the City Engineer pertaining to the possible expansion of the previously discussed Lake Shore Drive project to include new underground water infrastructure. Delperdang commented that in discussion with the City Engineer pertaining to the current condition of the infrastructure and after review of the potential cost impact that it was the recommendation that the City move forward with the project as originally designed. Delperdang advised that the intent moving forward would be to continually set money aside for the next several years to put the City in a better position to cash flow water infrastructure projects.

Meyers summarized and advised that the City would likely go out to bid spring 2021 for late summer 2021 construction. Meyers reminded that the project consists of a mill and overlay of the entire stretch of Lake Shore Drive, storm water intake improvements, and Speier Park parking lot improvements.

Motion made by Councilmember Delperdang and a second by Councilmember Robinson to move forward with the plans as originally designed. The following Councilmembers voted "YEA": Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

Mayor VanderWoude initiated discussion pertaining to dock locations on Dixon Beach. VanderWoude advised that City officials met with DNR officials on this matter. VanderWoude advised that the DNR was adamant that this be resolved.

Councilmember Andres desired to better define the City's role in this matter and make another attempt to cooperate between the DNR, the residents, and City for a better solution. Andres reminded that the only thing the City does in this situation is allow for docks to wharf off of City property, the City of Okoboji does not grant dock permits. Andres felt that State Code does allow for flexibility.

Councilmember Robinson advised that these docks have been in place for decades and Robinson felt that this was an important issue to consider.

Councilmember Delperdang advised that the City met with local enforcement officials and that they had advised that there was no exceptions or stipulations for docks being grandfathered in. Delperdang felt that the City should not be in the business of micromanaging dock configurations but instead simply approving that docks be allowed to wharf.

Councilmember Andres felt that the City needs to be very careful on how many should be granted permission to wharf off the property. Councilmember Delperdang offered establishing figurative lot lines based on adjacent property owners.

Councilmember Delperdang reminded that the City of Okoboji is not the enforcement branch of the DNR. Delperdang posed the question again as to what the role of the City of Okoboji was in this.

Councilmember Andres expressed concern over property values and felt like the City and the property owners need to reapproach the DNR for continued conversation.

Councilmember Andres added that since the item has been on the City's Council agenda advise the DNR that the locals are interested in cooperating and ensuring that something that has worked for decades can continue to work.

Councilmember Robinson advised that he understands both sides of this argument but that the bottom line is that these are Okobojo residents and that the City owes them some level of support. Robinson felt as though this has been going on for as long as anyone can remember and has done so harmoniously.

Mayor VanderWoude identified a time crunch on what needs to be done. VanderWoude advised that once docks go in the DNR will pull dock permits due to non-compliance.

Councilmember Delperdang agreed with the thought to have additional communication with the local agencies.

Councilmember Mendenhall advised that the City has done this. Mendenhall advised that 15 years ago these docks were fine, but boats and hoists have gotten bigger. Mendenhall advised that things have simply become overgrown. Mendenhall felt that some of these configurations could be changed to allow for everything to work. Mendenhall recommended that those in non-compliance contact the local DNR to try and solve this issue of configuration.

Babs Leisveld asked if this was being enforced throughout the State. Councilmember Delperdang advised that he was told the local DNR was attempting to resolve this across the lake but only has so much capacity in any given year. The Dixon Beach situation was elevated to the top due to complaint received.

Councilmember Andres advised that this has been on the City's agenda, there has been some discord amongst property owners, the docks have been here for decades and has been just fine, there is language in Iowa Administrative Code that allows for flexibility, and she felt like there was opportunity to make this right.

Councilmember Delperdang asked what the process is for moving forward, agreeing with Councilmember Mendenhall that the City has already tried this approach. Councilmember Andres advised that she feels like the City Attorney needs to be involved and draft a new letter.

Mayor VanderWoude directed the City Administrator and City Attorney to draft a new letter part of which would be to help define the City's liability pertaining to property values and other potential recourses. VanderWoude advised to copy all Dixon Beach permit holders on future mailing.

VanderWoude introduced Resolution 21-06, "A Resolution setting a public hearing date for February 9, 2021 at 6:00pm for a Resolution Relating to the Total Maximum Property Tax Dollars for FY2022".

Motion made by Councilmember Andres and a second by Councilmember Delperdang to approve Resolution 21-06. The following Councilmembers voted "YEA": Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

VanderWoude introduced Resolution 21-07, "A resolution setting a public hearing date for February 9, 2021 at 6:00pm to consider amendments of the 2013 Zoning Ordinance by creating an A-2 Conservation Zoning District and making amendments to the A-1 Agriculture Zoning District".

Motion made by Councilmember Mendenhall and a second by Councilmember Andres to approve Resolution 21-07. The following Councilmembers voted "YEA": Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

VanderWoude introduced Resolution 20-08, “A Resolution Extended FFCRA COVID-19 Sick Leave Provisions”.

Motion made by Councilmember Robinson and a second by Councilmember Andres to approve Resolution 21-08. The following Councilmembers voted “YEA”: Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

Mayor VanderWoude introduced for consideration the appointment of Barbara Liesveld to the Board of Adjustment beginning January 13, 2021 for a 5-year term.

Motion made by Councilmember Robinson and a second by Councilmember Andres to approve Barbara Liesveld to the Board of Adjustment. The following Councilmembers voted “YEA”: Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

Mayor VanderWoude offered for consideration a Board of Adjustment granted variance for Denise and Kelly Norland, 3233 Lakeshore Drive.

Motion made by Councilmember Robinson and a second by Councilmember Andres to accept the decision from the Board of Adjustment. The following Councilmembers voted “YEA”: Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

Mayor VanderWoude offered for consideration a Board of Adjustment granted variance for the Seeman Chateau Condominium Association, 1409 Givens Street.

Motion made by Councilmember Andres and second by Councilmember Robinson. The following Councilmembers voted “YEA”: Delperdang, Andres, Robinson, Mendenhall. Motion passed 4-0.

REPORTS

City Administrator Meyers gave an updated on pickleball courts, budget, no parking ordinance to become effective 02/01/2021, congratulated City Staff member Thad Thomas on obtaining his water license, and provided a date for negotiations with Police Union.

Police Chief Jason Petersen updated the Council on Officer Steve Reighard’ s funeral procession.

Mayor VanderWoude again congratulated City Administrator Meyers on being a Winter Games cheerleader.

No Council reports

ADJOURNMENT

Mayor Mary VanderWoude

Michael Meyers, City Administrator

TOTAL REVENUES FOR DECEMBER 9, 2020 THROUGH JANUARY 12, 2021 WERE: \$162,080.04. TOTAL EXPENDITURES WERE \$206,329.10. GENERAL FUND: \$185,412.01, TRUST AND AGENCY FUND: \$1,250.00, ROAD USE TAX FUND: \$70.54, CAPITAL PROJECTS-PICKLEBALL FUND: \$280.00, WATER FUND: \$19,316.55.

CLAIMS REPORT

VENDOR	REFERENCE	AMOUNT
ALLIANT ENERGY	DECEMBER ELECTRIC	3,975.22
ARNOLD MOTOR SUPPL	RADIATOR	224.25
AUDITOR OF THE STATE	AUDIT FILING FEE	250
BECK ENGINEERING INC	LAKE SHORE DR	19,490.00
BLACK HILLS ENERGY	NATURAL GAS SERVICE	520.12
BOJI AUTO REPAIR	2015 RAM MAINT	358.79
BOMGAARS SUPPLY, INC.	SHOP TOOLS/MATERIALS	73.05
CAMPUS CLEANERS & LAUNDER	RUGS	42.35
CANON FINANCIAL SERVICES	DEC COPIER LEASE	72.04
CARDMEMBER SERVICE	CH MATERIALS & SUPPLIES	1,005.44
CENTRAL STATES FUND	DECEMBER PREMIUMS	12,505.21
CITY OF ARNOLDS PARK	SHARED OFFICER 10/5-12/27	9,956.54
CLARY LAKE SERVICE, INC.	DIXON BEACH RIP-RAP PROJECT	66,630.50
COOPERATIVE ENERGY COMPANY	DIESEL FUEL	787.47
DICKINSON COUNTY CONSERVATION	RECYCLING	313
DICKINSON COUNTY NEWS	DECEMBER LEGAL PUBLICATIONS	615.51
DULIN CONTRACTING INC.	PUBLIC WORKS ROOF	4,575.58
EFTPS	FED/FICA TAX	5,332.81
EFTPS	FED/FICA TAX	4,310.38
FICK'S ACE HARDWARE	SHOP SUPPLIES	21.98
GENERAL TRAFFIC CONTROLS	TRAFFIC SIGNAL EQUIPMENT	127.28
GORDON FLESCH CO	COPIER PRINT QUARTERLY MINIMUM	110.91
HEARTLAND SECURITY SERVIC	SECURITY SERVICE	26.95
HEIMAN INC	BOOSTER LITE 600 HOSE	319.95
IOWA PRISON INDUSTRIES	STREET SIGNS	1,420.80
IPERS	IPERS-PROTECTN	6,422.13
JENNINGS AUTO PARTS	FUSE HOLDER	6.18
KELTEK INC	NEW PD VEHICLE LIGHTS	144.78
KELTEK INC	PD VEHICLE EQUIP	1,176.00
MEDIACOM COMMUNICATIONS	12/25/20-1/24/21	360.72
MURPHY ELECTRIC, LLC	CITY HALL CIRCUIT BREAKER	249.88
NEW YORK LIFE	ADDTL LIFE INS	59.2
NEW YORK LIFE INSURANCE	DECEMBER PREMIUM	486.61
O'REILLY AUTO PARTS	DECEMBER STATEMENT	205.11
OMNISITE	FUNNEL ST/CC DR WIRELESS SVC	288
SECURE BENEFITS SYSTEMS	FSA MEDICAL & FEES	97.34

SHAMROCK RECYCLING, INC.	RECYCLING CONTAINER	339.4
SHAMROCK RECYCLING, INC.	RECYCLING CONTAINER	339.4
STEIN LAW OFFICE	DECEMBER LEGAL FEES	487.5
SUNSET LAW ENFORCEMENT	AMMUNITION	2,450.50
TREASURER, STATE OF IOWA	STATE TAXES	1,856.70
VAHLSING'S CLEAN SWEEP	NOVEMBER JANITOR SERVICE	100
VAHLSING'S CLEAN SWEEP	DECEMBER JANITOR SERVICE	100
VERIZON WIRELESS	CELL PHONES & POLICE PCS	552.66
WEX BANK	FUEL CHARGES	728.87
WINTHER STAVE & CO LLP	FINAL AUDIT SERVICES	3,325.65
UMB BANK NA	2016 PROJECTS FEE	250
UMB BANK NA	2013 DRAINAGE/REFI FEE	250
UMB BANK NA	2013C STREET/SEWER FEE	250
UMB BANK NA	2017 STREET/2009 REFI FEE	500
WEX BANK	FUEL CHARGES	70.54
SAM WEDEKING EXCAVATING	PROCESSED DIRT FOR SIDEWALK	280
ALLIANT ENERGY	DECEMBER ELECTRIC	62.59
BLACK HILLS ENERGY	NATURAL GAS SERVICE	49.77
CARDMEMBER SERVICE	WA BILLING	1,012.75
CENTRAL STATES FUND	DECEMBER PREMIUMS	1,545.59
CENTRAL WATER SYSTEM	DECEMBER WATER USE	9,603.30
EFTPS	FED/FICA TAX	702.65
EFTPS	FED/FICA TAX	653.84
IOWA ONE CALL	54 NOTIFICATIONS	48.6
IPERS	IPERS- REGULAR	768.69
NEW YORK LIFE	ADDTL LIFE INS	59.19
NEW YORK LIFE INSURANCE	DECEMBER PREMIUM	57.14
STATE HYGIENIC LABORATORY	WATER TEST	13.5
STOREY KENWORTHY	UTILITY BILLS	428.7
TREASURER, STATE OF IOWA	DECEMBER WATER EXCIST TAX	193
TREASURER, STATE OF IOWA	STATE TAX	183.3
UMB BANK NA	2013 WATER BOND FEE	250
VERIZON WIRELESS	CELL PHONES	86.6
WEX BANK	FUEL CHARGES	107.47
Accounts Payable Total		170,269.98
Payroll Checks		36,059.12
***** REPORT TOTAL *****		206,329.10