

**CITY OF OKOBOJI  
REGULAR COUNCIL MEETING  
WEDNESDAY, MAY 14, 2013, 6:00 P.M.**

**PRESIDING:** Mayor Mary VanderWoude

**COUNCILMEMBERS PRESENT:** Robinson, Christensen, Hentges, Delperdang, and one seat vacant.

**OTHERS PRESENT:** Susan Robinson, Mr. & Mrs. Richard Mau, Mr. & Mrs. Leo Parks, Jr., Mr. & Mrs. Tom Throckmorton, Cris Hedgpeth, John Adams, Hank Miguel, Jane Shuttleworth, Susan Mau, Joe & Julie Andres, Sarah Christensen, Gretchen Graham, Neal Houge, Jason Petersen, Brad Tiff, Stephanie Parks, Brad Beck, Mike Chozen, Barry Sackett, Tom Davies, Bruce Smith, Walter & Barbara Mendenhall, Steve Dulin, and other unidentified individuals.

After the Pledge of Allegiance, Mayor Pro Tem Robinson called the meeting to order at 6:00 P.M. and announced he would conduct the meeting until Mayor VanderWoude arrives as she had a prior commitment. 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 04/10/13 and 04/24/13, claims for May 2013, Clerk's Report ending April 2013, a renewal of a Class C Liquor License for The O'Farrell Sisters with Sunday sales, a renewal of a Class C Liquor License for Tweetters with Sunday sales and outdoor service area, and a renewal of a Class C Liquor License for The Lakes Art Center with Sunday sales and outdoor service area. All ayes. Motion carried.

**NEW BUSINESS**

**Council to conduct a public hearing to consider an amendment to the current city budget for fiscal year ending June 30, 2013 and subsequent Resolution No. 13-14, "A RESOLUTION AMENDING THE CURRENT BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2013:"** The Mayor Pro Tem declared the public hearing open to consider comments on the amendment of the current city budget for fiscal year ending June 30, 2013. City Administrator Dennis Daly explained the need for the budget amendment and clarified that an amendment does not affect the current tax levy. With no comments from the attending public, the Mayor Pro Tem declared the public hearing closed. Hentges/Christensen moved to approve and adopt Resolution No. 13-14, "A Resolution Amending The Current Budget For The Fiscal Year Ending June 30, 2013." Upon the call of the roll, the vote was as follows: AYES-Delperdang, Hentges, Christensen, Robinson; NAYS-None. With the vote being in the majority, the Mayor Pro Tem declared the motion duly carried.

**Council to conduct a public hearing to review bids for the 2013 City of Okoboji Low Impact Development/ Drainage Improvements and City Hall Parking Lot/Retaining Wall Projects:** The Mayor Pro Tem declared the public hearing open to review bids for the 2013 City of Okoboji Low Impact Development/Drainage Improvements and City Hall Parking Lot/Retaining Wall Projects. City Engineer Brad Beck reported bids were received for the projects at 2:00 P.M. on this day. Beck reported the original estimate for the projects was over \$500,000.00; but because bids for other projects were coming in lower than expected, he readjusted that figure by lowering it 7% - 8%. Two bids were received with a bid from Beck Excavating Inc. in the amount of \$496,712.31, which is 5% lower than the original. Valley Contracting was the second bidder but elected to withdraw and not have that bid reviewed. With no further comment, the public hearing was closed.

**Council to consider bids as recommended by the City Engineer for the Low Impact Development/Drainage Improvements and City Hall Parking Lot/Retaining Wall Projects:** Christensen/Hentges moved to accept the bid as presented in the amount of \$496,712.31. All ayes. Motion carried.

**Council to consider a contract for engineering services proposal for the 2013 City of Okoboji Sanitary Sewer Improvements Project:** City Engineer Brad Beck reported to the Council that several sanitary sewer mains in town are in desperate need of repair. Beck reviewed the specified locations and how the repairs would be done. Beck reported the estimated cost for the repairs would be \$512,350.00 with the engineering costs to be a lump sum price of \$62,500. Daly reported he had previously brought this to the Council's attention in March of this year. After further discussion, Christensen/Hentges moved to approve the Engineering Services Agreement with Beck Engineering. All ayes. Motion carried.

Mayor VanderWoude arrived at this time and stated she wished to move the public hearing to consider an appointment to fill a Council vacancy up in the agenda.

**Council to conduct a public hearing to consider an appointment to fill the Council seat vacated by Sue Larsen:**

The Mayor declared the public hearing open to consider an appointment to fill the Council seat vacated by Sue Larsen. The Mayor announced several people have expressed interest in serving on the City Council. Okoboji residents Walter Mendenhall, Steve Dulin, Leo Parks Jr., Barry Sackett, and Debbie Parks each spoke on their own behalf and expressed their wishes to serve on the City Council. At this time, the Mayor declared the public hearing closed. Discussion followed from the attending audience and the City Council. Christensen/Delperdang moved to appoint Walter Mendenhall to fill the vacancy of Sue Larsen. Upon the call of the roll, the vote was as follows: Ayes-Delperdang, Christensen; NAYS-Hentges, Robinson. With the vote being a tie, the motion was considered defeated. After further discussion, Christensen/Delperdang moved to appoint Steve Dulin to fill the vacancy of Sue Larsen. Upon the call of the roll, the vote was as follows: AYES-Delperdang, Hentges, Christensen, Robinson; NAYS-None. With the vote being in the majority, the Mayor declared the motion duly carried. The Oath of Office was administered to Dulin, at which time he took his seat at the council table

**Council to consider a chip seal proposal for city streets from the Blacktop Service Company of Fort Dodge, Iowa:** Hentges/Robinson moved to approve a chip seal and asphalt repair quote from Blacktop Service Company in the amount of \$36,875.00. All ayes. Motion carried.

**Council to consider a quote for the purchase of a new S750 Bobcat Skid Steer Loader from R & J Material Handling:** Christensen/Robinson moved to approve the purchase of a new S750 Bobcat Skid Steer Loader for a trade-in price of \$5,244.00. All ayes. Motion carried.

**Council to consider the first reading of Ordinance No. 220, "An Ordinance Amending Ordinance No. 105 (Entitled "Solid Waste Control") Expanding Upon and Clarifying The Definition of "Landscape Waste:"** Daly reported the Council has before them a proposed ordinance provided by City Attorney Michael Chozen. Daly stated the proposed ordinance further defines landscape waste practices, which came from a committee comprised of Daly, Dennis Lippon, Rich Nicklay, Steve Moore and Kristi Thoreson. Daly stated the substance of the proposed ordinance that defines landscape waste "originating" on premises means grown upon the premises where the burning occurs. Burning shall only be permitted after sunrise and one-half hour after sunset. A person 18 years or older must attend the fire at such time; provided, however, an attendant under age 18 years may be permitted so long as said attendant is supervised by an individual 18 years or older. Also provided further, any adequate fire suppression material, whether water or otherwise, shall be on site during any open burning. Robinson/Dulin moved to have Ordinance No. 220 be placed on its first reading. All ayes. Motion carried. The second reading of Ordinance No. 220 will be considered at the June Council meeting.

**Council to consider Payment Request #39 for Gridor Construction and MEC Invoices (\$130,128.75) and 1/2 of ILRW share (\$16,683.18) payable to the Central Water System in the amount of \$146,811.93:** Robinson/Christensen moved to approve Payment Request #39 in the amount of \$146,811.93. All ayes. Motion carried.

**Council to consider a sign variance granted to Brooks Golf Club:** Robinson/Hentges moved to accept the recommendation from the Board of Adjustment to grant a sign variance to Brooks Golf Club. All ayes. Motion carried.

**REPORT OF OFFICERS**

Police Chief Jason Petersen gave the police report. Petersen also stated he has been in contact with Cornell Abstract concerning the intersection of Stake Out Road and 175th Street. Dickinson County has now decided to place a four-way stop at this intersection. Petersen stated he was invited to the meeting in which it was approved, and went on to say the City of Okoboji has no jurisdiction in that area as it all is outside of the city limits.

Councilmember Delperdang asked what happens now with Councilmember Dulin's position on the Planning and Zoning Commission. Daly stated Dulin has effectively resigned now that he is a sworn-in Councilmember. Daly reported the appointment for this position should take place at the next council meeting, and the city must be as gender equal as possible, meaning a female must be appointed to the position. Debbie Parks stated she would be more than willing to serve.

Councilmember Robinson reported the new fire truck is now ordered with a change order in the amount of \$13,000.00. Robinson reported the cities of Okoboji and Arnolds Park could withstand the extra cost. Robinson also reported the current pumper truck is being sold to the City of Superior for \$55,000.00. A delivery date could be happen some time in late November.

Councilmember Dulin thanked the Council for their confidence in appointing him to the Council.

Daly reported he wished to have a Street Committee meeting in the near future to further discuss the street problems in town. Mayor VanderWoude instructed Daly to find a date that worked for everyone.

Daly reported the city has assumed ownership of a former common well in the location of Brooks Lane that must now be disposed of.

Expenditures for the month of April 2013 are as follows: Public Safety - \$25,094.02; Public Works - \$12,032.07; Culture & Recreation - \$83.38; Community & Economic Development - \$8,026.25; General Government - \$28,011.06; Water - \$27,099.20; Road Use Tax - \$10,648.40. Receipts for the same period were in the amount of \$1,660,624.90, creating a balance in all funds in the amount of \$3,085,233.30. \$116,152.78 of the reported balance is invested in Certificates of Deposit with the United Community Bank.

Robinson/Christensen moved to adjourn. All ayes. Motion carried. Meeting adjourned at 7:34 P.M.

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Mary VanderWoude, Mayor

ATTEST:

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Dennis J. Daly, CMC  
City Clerk/Administrator