

ARNOLDS PARK, IA
REGULAR SESSION
March 10, 2021

5:30 P.M.

COUNCIL PRESENT: Christensen, Adams, Jensen, Richter, Watters. Mayor Hussong presided.
OTHERS PRESENT: Rick Heinrichs, Kara Rice, Al Krueger, Jeff Vierkant, Jeff Rose, Jeff Nelson, John Franken, Mike Julius, Schuyler Johnson, Dustyn Wikert, Ron Walker, Clark Lingbeek.
OTHERS PRESENT VIA ZOOM: Steve Schwaller, George Bower, Sheri Roberson, Diane Hanson.

Motion approving Consent Agenda consisting of Minutes, Claims, Clerks & Treasurer's reports. Adams/Christensen. Ayes: Five. Nays: None. Absent: None.

Motion approving Liquor License renewals for The Wine Bar and Art Gallery, Oak Hill Marina, and Yesterday's. Richter/Christensen. Ayes: Five. Nays: None. Absent: None.

Motion approving Liquor License renewals pending final paperwork for Miles Inn, Bracco, Maxwell's Beach Café, Historic Arnolds Park Inc., and the Roof Garden. Adams/Watters. Ayes: Five. Nays: None. Absent: None.

Motion to approve a liquor license renewal for Nautical that includes outdoor service; and also, new liquor licenses pending final paperwork for Boardwalk Bar and Grill including outdoor service areas and for Lost Gar & Paddlefish Bar. Watters/Jensen. Ayes: Five. Nays: None. Absent: None.

Motion approving a Transient Merchant License for the Farmer's Market in the Park. Richter/Adams. Ayes: Five. Nays: None. Absent: None.

PILLSBURY POINT CLEANUP & RESTORATION: John Franken reported that Imagine Iowa Great Lakes will contribute up to \$90,000.00 in funding toward the clean-up of brush and abatement of overgrown trees and invasive plants, inspection and tuck pointing of all the historical elements specific to the Civilian Conservation Corps stone steps and benches, as well as, implementation of wayfinding signage for the public accesses. The Imagine Group would like the City to spearhead the project and work with the Iowa Department of Natural Resources. Mayor Hussong and the Council expressed their gratitude.

HISTORIC ARNOLDS PARK, INC. DEVELOPMENT TERMINATION AGREEMENT: The terms being satisfied, Council agreed to release Historic Arnolds Park, Inc. from the Agreement for Private Development dated September 21, 1999. **RESOLUTION NO. 17-2021** AUTHORIZING EXECUTION OF A TERMINATION AGREEMENT BY AND BETWEEN THE CITY OF ARNOLDS PARK AND HISTORIC ARNOLDS PARK, INC. AND TERMINATING THE AGREEMENT FOR PRIVATE DEVELOPMENT AND MINIMUM ASSESSMENT AGREEMENT BY AND BETWEEN THE CITY OF ARNOLDS PARK AND HISTORIC ARNOLDS PARK, INC. (F/K/A IOWA GREAT LAKES MARITIME MUSEUM).

Introduced by: Richter. Seconded by: Christensen. The roll was called and the vote was:
Ayes: Watters, Christensen, Jensen, Richter, Adams. Nays: None. Absent: None.

LAKE STREET - JEFF VIERKANT: Jeff Vierkant of Arnolds Park Amusement Park approached the Council requesting 66 closures of Lake Street from May 22, 2021 through September 4, 2021 for various functions being held in the area of Lake Street and in Preservation Plaza. Councilman Jensen stated that he was troubled with that high of a number of closures for a public street, Councilman Adams agreed. After much discussion, Council agreed that they would possibly allow closure of Lake Street on Thursdays from 4:00 p.m. until 9:00 p.m. for Rock the Roof and all day on Saturdays. Vierkant will revise his request and follow up at the April 14, 2021 Council Meeting.

STREET CLOSURES: Motion to approve the closure of Lake Street for the Dickinson County Pheasants Forever Banquet on March 27, 2021 from 1:00 p.m. until 10:00 p.m. Adams/Watters. Ayes: Five. Nays: None. Absent: None.

PELICAN RIDGE PARKING: Citing safety concerns, Mike Julius and Jeff Nelson of the Pelican Ridge Lot Owners Association requested that the City change the following roads to parking on one side only: Wood Duck Road, Sunshine Run, Goosebay Trail, Lakeview Drive, Mallard Creek Drive, Blue Heron Road, Meadowlark Lane, and Canvasback Court. Chief Kreuger agreed that at times it is difficult for emergency vehicles to access areas of Pelican Ridge when cars are parked on both sides of the street. Motion to set a Public Hearing for April 14, 2021 at 5:30 p.m. to allow the input from residents on the subject. Richter/Adams. Ayes: Five. Nays: None. Absent: None.

ORR'S CAMPGROUND WATER SERVICE: Jim Lupkes of Orr's Campground is planning to add 30 new camp sites over the next two years and requesting confirmation that the City will continue to supply the campground water. Council will revisit the subject after the Dickinson County Board of Adjustment meets.

FY 2021-2022 BUDGET: Mayor Hussong opened the Public Hearing at 6:01 p.m. No comments, written or verbal, were received. Mayor Hussong closed the Public Hearing at 6:02 p.m. **RESOLUTION NO. 18-2021** ADOPTING THE CITY BUDGET FOR FISCAL YEAR 2021-2022. Introduced by: Christensen. Seconded by: Watters. The roll was called and the vote was: Ayes: Richter, Adams, Jensen, Christensen, Watters. Nays: None. Absent: None.

PELICAN RIDGE URBAN RENEWAL PLAN: Mayor Hussong opened the Public Hearing on the proposed Amendment No. 3 to the Pelican Ridge Urban Renewal Plan at 6:03 p.m. No comments, written or verbal, were received. Mayor Hussong closed the Public Hearing at 6:04 p.m. **RESOLUTION NO. 19-2021** DETERMINING AN AREA OF THE CITY TO BE AN ECONOMIC DEVELOPMENT AND BLIGHTED AREA, AND THAT THE REHABILITATION, CONSERVATION, REDEVELOPMENT, DEVELOPMENT, OR A COMBINATION THEREOF, OF SUCH AREA IS NECESSARY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY OR WELFARE OF THE RESIDENTS OF THE CITY; DESIGNATING SUCH AREA AS APPROPRIATE FOR URBAN RENEWAL PROJECTS; AND ADOPTING AMENDMENT NO. 3 TO THE PELICAN RIDGE URBAN RENEWAL

PLAN. Introduced by: Jensen. Seconded by: Richter. The roll was called and the vote was: Ayes: Richter, Adams, Jensen, Christensen, Watters. Nays: None. Absent: None.

ORDINANCE NO. 2021-03 AMENDING ORDINANCE NOS. 94-8, 94-9, AND 20-12, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE AMENDED PELICAN RIDGE URBAN RENEWAL AREA, IN CITY OF ARNOLDS PARK, COUNTY OF DICKINSON STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF ARNOLDS PARK, COUNTY OF DICKINSON, OKOBOJI COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY THE CITY IN CONNECTION WITH THE AMENDED PELICAN RIDGE URBAN RENEWAL AREA (AMENDMENT NO. 3 TO PELICAN RIDGE URBAN RENEWAL PLAN).

Introduced by: Watters. Seconded by: Adams. The roll was called and the vote was: Ayes: Adams, Jensen, Richter, Watters, Christensen. Nays: None. Absent: None. Motion to waive the second and third readings. Watters/Adams. Ayes: Five. Nays: None. Absent: None.

AHLERS & COONEY, P.C. BOND DISCLOSURE POLICY: **RESOLUTION NO. 20-2021** APPROVING BOND DISCLOSURE POLICY. Introduced by: Jensen. Seconded by: Christensen. The roll was called and the vote was: Ayes: Adams, Jensen, Richter, Watters, Christensen. Nays: None. Absent: None.

NOT TO EXCEED \$3,500,000 GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTES: Mayor Hussong opened the Public Hearing on the authorization of a Loan Agreement and the issuance of not to exceed \$3,500,000 General Obligation Refunding Capital Loan Notes, in order to provide funds to pay the costs of settlement, adjustment, renewing, or extension of any part or all of the legal indebtedness of the City including refunding the outstanding General Obligation Urban Renewal Refunding Bonds, Series 2012, General Obligation Refunding Capital Loan Notes, Series 2016A, and General Obligation Refunding Capital Loan Notes, Series 2016B, for essential corporate purposes, and that notice of the proposed action by the Council to institute proceedings for the authorization of the Loan Agreement and the issuance of the Notes had been published as provided by Section 384.24A and 384.25 of the Code of Iowa at 6:05 p.m. No comments, written or verbal, were received. Mayor Hussong closed the Public Hearing at 6:06 p.m. **RESOLUTION NO. 21-2021** INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$3,500,000 GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTES. Introduced by: Richter. Seconded by: Christensen. The roll was called and the vote was: Ayes: Adams, Jensen, Richter, Watters, Christensen. Nays: None. Absent: None.

\$3,295,000 (DOLLAR AMOUNT SUBJECT TO CHANGE) GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTES, SERIES 2021: **RESOLUTION NO. 22-2021** APPROVING THE PRELIMINARY OFFICIAL STATEMENT FOR \$3,295,000 (DOLLAR AMOUNT SUBJECT TO CHANGE) GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTES, SERIES 2021. Introduced by: Watters. Seconded by: Christensen. The roll was called and the vote was: Ayes: Adams, Jensen, Richter, Watters, Christensen. Nays: None. Absent: None.

2021 STREET IMPROVEMENTS HMA RESURFACING & FULL DEPTH HMA PRAIRIE LANE: **RESOLUTION NO. 23-2021** APPROVING CONTRACT AND BOND WITH BLACKTOP SERVICE COMPANY FOR THE 2021 STREET IMPROVEMENTS HMA RESURFACING & FULL-DEPTH HMA PRAIRIE LANE PROJECT; AND ALSO, AUTHORIZING THE MAYOR'S SIGNATURE TO SAID DOCUMENTS. Introduced by: Christensen. Seconded by: Jensen. The roll was called and the vote was: Ayes: Adams, Jensen, Richter, Watters, Christensen. Nays: None. Absent: None.

2021 PCC STREET REPAIR IMPROVEMENTS: **RESOLUTION NO. 24-2021** APPROVING CONTRACT AND BOND WITH BECK EXCAVATING FOR THE 2021 PCC STREET REPAIR IMPROVEMENTS PROJECT; AND ALSO, AUTHORIZING THE MAYOR'S SIGNATURE TO SAID DOCUMENTS. Introduced by: Richter. Seconded by: Jensen. The roll was called and the vote was: Ayes: Adams, Jensen, Richter, Watters, Christensen. Nays: None. Absent: None.

2021 PCC SIDEWALK IMPROVEMENTS LAKEVIEW BOULEVARD PHASE 3 PILLSBURY POINT PEDESTRIAN WALKWAY: **RESOLUTION NO. 25-2021** APPROVING CONTRACT AND BOND WITH MLS LANDSCAPE & DESIGN, INC. FOR THE 2021 PCC SIDEWALK IMPROVEMENTS LAKEVIEW BOULEVARD PHASE 3 PILLSBURY POINT PEDESTRIAN WALKWAY PROJECT; AND ALSO, AUTHORIZING THE MAYOR'S SIGNATURE TO SAID DOCUMENTS pending final paperwork. Introduced by: Watters. Seconded by: Adams. The roll was called and the vote was: Ayes: Adams, Jensen, Richter, Watters, Christensen. Nays: None. Absent: None.

NORTHWEST IOWA PLANNING & DEVELOPMENT COMMISSION: **RESOLUTION NO. 26-21** APPROVING THE S.H.I.E.L.D. AGREEMENT WITH NORTHWEST IOWA PLANNING & DEVELOPMENT COMMISSION. Introduced by: Watters. Seconded by: Christensen. The roll was called and the vote was: Ayes: Adams, Jensen, Richter, Watters, Christensen. Nays: None. Absent: None.

MISCELLANEOUS NON-ACTION ITEMS: Kara Rice informed the Council of the Arnolds Park Public Library's Censorship/Banned Books Policy. Linda Nase spoke to the Council about the U.S. 71 Meeting on March 30, 2021, as well as, a Building Committee meeting on March 17, 2021, and that the first draft for an R4 Single Family Small Lot District has been created and the Planning and Zoning will begin the review and modifications to it at their April meeting.

Motion to adjourn: Richter/Christensen. Ayes: Five. Nays: None. Absent: None. Mayor Hussong declared the meeting adjourned at 6:17 p.m.

Jim Hussong, Mayor

Linda Nase, City Clerk