

The City Council met in semi-monthly session pursuant to adjournment at 4:30 o'clock P.M. on September 17, 2013. A quorum was declared by Mayor Les Douma. The meeting was held in the Council Chambers, City Hall, 125 Central Ave SE, Orange City, Iowa.

Members Present: Council members Rod De Boer, Chad Oolman, Steve Roesner, Mick Snieder, and Earl Woudstra

Members Absent: None

Staff: Brad De Jong, Janet Brown, Jim Pottebaum, Kent Anderson, Mark Gaul, Bryan Gerritson, and Ken Meendering

Guests: Doug Calsbeek, John Slegers, Doug Buekelman, and Dave Netz

Agenda: A motion was made by Council member Chad Oolman and duly seconded by Council member Rod De Boer approving the tentative agenda as the official agenda. On call of the roll motion carried. The vote was as follows: AYES: Chad Oolman, Rod De Boer, Mick Snieder, Earl Woudstra; NAYS: None.

Approval of Minutes: The minutes of the September 3, 2013 council meeting were presented. A motion was made by Council member Chad Oolman and duly seconded by Council member Rod De Boer approving said minutes as published. On call of the roll motion carried. The vote was as follows: AYES: Chad Oolman, Rod De Boer, Mick Snieder, Earl Woudstra; NAYS: None.

Council member Steve Roesner entered the meeting at 4:33 o'clock P.M.

Financial Report: The monthly financial report for July 2013, representing cash balances for all funds was presented, whereupon it was therefore moved by Council member Earl Woudstra and duly seconded by Council member Mick Snieder approving the monthly financial report as published. On call of the roll motion carried. The vote was as follows: AYES: Earl Woudstra, Mick Snieder, Rod De Boer, Chad Oolman, Steve Roesner; NAYS: None.

Monthly Bills: A Summary of Warrants report listing bills from August 20, 2013 through September 17, 2013 was presented. A motion was made by Council member Earl Woudstra and duly seconded by Council member Steve Roesner approving the monthly bills, subject to audit. On call of the roll motion carried. The vote was as follows: AYES: Earl Woudstra, Steve Roesner, Rod De Boer, Chad Oolman, Mick Snieder; NAYS: None.

Not to Exceed \$700,000 General Obligation Capital Loan Notes, Series 2013B:

This being the time and place as advertised a public hearing was held to consider the issuance of not to exceed \$700,000 General Obligation Capital Loan Notes, Series 2013B for the addition and renovation of the daycare building. The Mayor called for comments from members of the audience. The Mayor then closed the time for the public hearing. The City Clerk reported that no written objections were filed.

A motion was made by Council member Mick Snieder and duly seconded by Council member Chad Oolman adopting a resolution instituting proceedings to take additional action for the authorization of a loan agreement and the issuance of not to exceed \$700,000 General Obligation Capital Loan Notes, Series 2013B. Council member Steve Roesner questioned the general expectations of fund raising before any bonds are issued. On call of the roll motion carried. The vote was as follows: AYES: Mick Snieder, Chad Oolman, Rod De Boer, Steve Roesner, Earl Woudstra; NAYS: None. The resolution was assigned number 9-17-13-1587 and appears in the official resolution book. Records are kept in Appendix 13.

A motion was made by Council member Steve Roesner and duly seconded by Council member Rod De Boer adopting a resolution fixing October 7, 2013 at 4:30 P.M. as the time to consider issuing these bonds as tax exempt for a 501c3 organization (Daycare Board). This is required by the Federal Government under the Tax Exempt Financing Reform Act. On call of the roll motion carried. The vote was as follows: AYES: Steve Roesner, Rod De Boer, Chad Oolman, Mick Snieder, Earl Woudstra; NAYS: None. Records are kept in Appendix 13.

Hotel-Motel Tax: City Attorney, Brad De Jong, reported that the vote to call an election to consider raising the hotel-motel tax from 5% to 7% would not be considered a conflict of interest for Council members since it does not determine the use of the monies. A motion was

made by Council member Earl Woudstra and duly seconded by Council member Chad Oolman adopting a resolution calling an election to increase the hotel-motel tax rate from 5% to 7%. Council member Mick Snieder expressed that he feels the new hotel is a great idea but is opposed to raising the tax rate. On call of the roll motion carried. The vote was as follows: AYES: Earl Woudstra, Chad Oolman, Rod De Boer, Steve Roesner; NAYS: Mick Snieder. The resolution was assigned number 9-17-13-1589 and appears in the official resolution book.

Equipment Purchase: A motion was made by Council member Mick Snieder and duly seconded by Council member Steve Roesner approving the purchase of two Matrix elliptical machines for \$13,660. On call of the roll motion carried. The vote was as follows: AYES: Mick Snieder, Steve Roesner, Rod De Boer, Chad Oolman, Earl Woudstra; NAYS: None.

Cellular Towers on Northwestern College Property: Doug Buekelman, representing Northwestern College, was present to ask the Council if they would consider approving two permits for cellular towers on the Northwestern College soccer field property since at this point the two companies, US Cellular and Premier Communications, cannot come to an agreement to be located on one tower. Ken Meendering read to the Council the wording of the ordinance that was just adopted which states to minimize the number of towers, such that applicants may be required to participate in collocation agreements. The Council discussed this at great length. Council member Steve Roesner is opposed to two towers; feels it is an eye sore and the companies should be forced to work together, and that it contradicts the ordinance the Council just put in place. Council member Mick Snieder has serious reservations on two towers. Council member Chad Oolman would approve monopole towers but nothing with antennas sticking out all over. Council member Earl Woudstra doesn't want to see the college not be able to move forward with their project because these two companies cannot come to an agreement. It was the consensus of the Council for Doug to report back to the companies that the City has serious reservations about approving two towers. No official action was taken.

Resolution Approving Official Street Finance Report of Actual and Accrued Expenditures and Receipts from all Funds for Street Purposes for the 2012-2013 Fiscal Year: A motion was made by Council member Steve Roesner and duly seconded by Council member Chad Oolman adopting a resolution approving the official street finance report of actual and accrued expenditures and receipts from all funds for street purposes for the 2012-2013 fiscal year. On call of the roll motion carried. The vote was as follows: AYES: Steve Roesner, Chad Oolman, Rod De Boer, Mick Snieder, Earl Woudstra; NAYS: None. The resolution was assigned number 9-17-13-1590 and appears in the official resolution book.

Orange City Christian School Playground Request: Mayor Douma shared a request from Orange City Christian School for City participation in their playground project since all playgrounds are open to the community. The total project will be \$80,000 to \$100,000. Council member Mick Snieder suggested having OCCS bring the request to the Community Betterment Board. Council member Rod De Boer would be in favor of some in-kind services. Council member Steve Roesner questioned where you would stop with providing funding to private organizations and the Council would need to discuss that at a strategic planning session. Mayor Douma will report back to OCCS to bring their request to the Community Betterment Board and offer in-kind services. No official action was taken.

Administrative Reports:

Letter to Vander Pol Excavating about PJT 5<sup>th</sup> project concerns.

Response from Vander Pol Excavating. Discussed Harry's response. Bryan shared that 14<sup>th</sup> and Lincoln are still not open; Olympia and Madison cul-de-sac's only the straight portions are paved. Consensus of the Council to continue charging for liquidated damages. Mayor Douma would like a letter sent to Harry explaining the charges will continue. Council would also like Brad to review the agreement for the private development portion to discuss options since no work has been done on that yet.

Council members up for reelection: Rod De Boer and Steve Roesner  
Last day to turn papers in is September 19.

Scheduled Meetings:

October 7	Council Meeting, 4:30 P.M.
October 21	Council Meeting, 4:30 P.M.
November 4	Council Meeting, 4:30 P.M.
November 18	Council Meeting, 4:30 P.M.

Oral reports: None

Council Comments: The Mayor called for comments from the Council and none were

heard.

Adjournment: No further business appearing it was therefore moved by Council member Rod De Boer and duly seconded by Council member Chad Oolman to adjourn. On call of the roll motion carried. The vote was as follows: AYES: Rod De Boer, Chad Oolman, Steve Roesner, Mick Snieder, Earl Woudstra; NAYS: None. Adjournment time was 6:05 o'clock P.M.

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Les Douma, Mayor

ATTEST: \_\_\_\_\_  
Janet Brown, City Clerk