

MINUTES OF THE REGULAR MEETING OF THE BOARD OF ALDERMEN
OF THE CITY OF OSAGE BEACH, MISSOURI

September 18, 2014

The Board of Aldermen of the City of Osage Beach, Missouri, met to conduct a regular meeting on Thursday, September 18, 2014, at 6:30 p.m. at City Hall. The following were present: Mayor Penny Lyons, Alderman Steve Kahrs, Alderman Phyllis Marose, Alderman John Olivarri, Alderman Ron Schmitt, Alderman Kevin Rucker and Alderman Tom Walker. The City Clerk, Diann Warner, was present and performed the duties of that office.

Mayor's Communications.

Mayor Lyons announced that City Administrator Nancy Viselli is retiring October 31 and the Board approved the appointment of Jeana Woods as City Administrator.

Mayor Lyons reported that the Governor's Conference on Economic Development earlier this month at Tan-Tar-A was a great opportunity to get a bigger, actually a global, picture of the changes we all face. The opening speaker Jon Roberts is a national and an international leader on economic development. Mr. Roberts also spoke at a breakout session on what makes successful communities successful.

Thomas L. Friedman, a winner of three Pulitzer Prizes, spoke the next day during the Hawthorn Foundation Luncheon. His latest bestseller is *That Used to Be Us: How America Fell Behind in the World it Invented and How We Can Come Back*.

Both of these men presented dynamic views of the rapid changes in the world. The migration towards urban areas leaps in technology, acceleration in robotics, and overhauling our education and training programs were repeated topics throughout the conference. It was a great opportunity to attend and Mayor Lyons thanked the City.

Mayor Lyons reported that the first part of this week many of us were able to attend the 80th annual conference for the Missouri Municipal League in St. Charles. The general session speaker was Brian Shul. During the Viet Nam war, his plane was shot down and after a long recovery from his crash he returned to fly our fastest jet. His program and photography were a highlight of the conference.

Mayor Lyons reported that not only was Osage Beach well represented by Aldermen and staff, our city attorney, Ed Rucker along with David Bushek from Gilmore and Bell, presented Tax Increment Financing to a large audience.

At one session, we learned that the Senate has passed legislation on the internet sales tax to the House of Representatives. Mayor Lyons has asked staff to send letters to Representatives Luetkemeyer and Hartzler to support this legislation. We are losing income daily from purchases on the internet that are not paying sales tax. Mayor Lyons also has asked staff to look at a petition and information concerning the EPA/DNR on micromanaging our waterways. Copies will be provided to the Board. Mayor Lyons announced that it has been a very busy two weeks with the Fall Festival, the citywide garage sale, the car show and two conferences. She expressed her appreciation for the opportunity to attend the conferences.

Citizens Communications.

Joni Walden thanked the City for committing the electronic billboards to advertising the Passport to the Parkway program. The group is working with radio stations, cable and Lake Media for

advertising. She said the event will help people navigate the Parkway and also bring business to the merchants. Ms. Walden thanked the City for their support.

Jim Morris announced the 4th Annual Air Show to be held in Camdenton on Saturday. The event is a salute to veterans and the Missouri Pilots Association is a paying sponsor. Mr. Morris had raffle tickets for sale for a 32" television.

Consent Agenda.

Alderman Schmitt moved to approve the consent agenda which includes minutes of the regular meeting held on September 4, 2014, the bill list as submitted, a liquor license to Go-Fast Betty's Bar and Grill and Special Use 379 for Sprint to upgrade equipment at 5715 Osage Beach Parkway. Alderman Marose seconded the motion which was voted on and unanimously passed.

Unfinished Business.

None

New Business.

Review Recommendation from the Osage Beach Citizens Advisory Committee.

The members of the Osage Beach Citizen Advisory Committee were thanked for all the time they spent coming up with the recommendations, both short and long term, for the west side of Osage Beach Parkway. In order for the Board to determine the amount to budget for economic development, Mayor Lyons suggested that a work session be held to review the recommendations and prioritize activities. She asked Board members to review the recommendations and make suggestions to Assistant City Administrator Jeana Woods prior to the work session.

Bill No. 14.48. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING ORDINANCE 13.51 AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT MODIFICATION WITH TRAVIS HODGE HAULING FOR LIFT STATION REPAIRS LS 49-2 AND LS 53-1

Public Works Nick Edelman explained this modification is for additional work required at Lift Station 49-2. It was determined that during construction the existing anchor bolts would not match the new guide rail assemblies. This bid item is to direct the contractor to install new anchor bolts in the correct orientation which is necessary to utilize the new guide rail assemblies and have an operational pump station.

Funds are available in Budget Item 35-00-773114 Lift Station Improvements which has an uncommitted budget balance of \$388,528.06.

Mayor Lyons presented the first reading of Bill No. 14-48 by title only. It was noted that Bill No. 14-48 has been available for public review.

Alderman Rucker moved to approve the first reading of Bill No. 13-48. Alderman Marose seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading by title only. Alderman Olivarri moved to approve the second and final reading of Bill No. 14-48. Alderman Marose seconded the motion.

The following roll call vote was taken to approve the second reading of Bill No. 14-48 and to pass same into ordinance: "Ayes": Alderman Olivarri, Alderman Marose, Alderman Walker, Alderman Rucker, Alderman Kahrs, Alderman Schmitt. "Nays": None. Bill No. 14-48 was passed and approved as Ordinance No. 14.48.

SCADA.

Public Works Director Nick Edelman explained that the City's current SCADA (Supervisory Control and Data Acquisition) system is utilized for remote monitoring and control of the City's water and sewer system. It uses radio transmitters and receivers along with PLC's (Programmable Logic Controller) to send usage level data along with various alarms to the Public Works Department Building. The current system is in need of substantial upgrades and improvements to improve the reliability of communication and data acquisition. The Board of Aldermen approved to work with Systems Manufacturing in April 2014 to make new improvements which included installation of a new wireless backbone at Swiss Village and Bluff water tower sites. Along with the new wireless backbone, the PLC's and radios will be installed at Columbia College tower, Sands, Rockway, KK Equalization Basin, 53-1, and KK 4-9 Lift Stations.

This new work provides for an additional 10 lift stations to be added to the new SCADA system. The improvements for these 10 lift stations should be completed by the end of the year. Public Works Director Edelman said funds will be requested in the 2015 budget to upgrade additional lift stations to the new SCADA system. Mr. Edelman asked the Board to approve the expansion of this sole source contract since it is vital to the operation of the sewer and water system.

If approved a budget amendment will be necessary to allocate additional funds. System Manufacturing has agreed to honor their price of \$6,349 per site as outlined in their previous proposal. Staff recommends the improvements be made with System Manufacturing, Inc. in the amount of \$63,490.

Alderman Olivarri moved to approve expanding the sole source contract with Systems Manufacturing in the amount of \$63,490 as recommended by the Public Works Director. Alderman Kahrs seconded the motion which was voted on and unanimously passed.

Bill No. 14-49. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING ORDINANCE 13.75 ADOPTING THE 2014 ANNUAL BUDGET, TRANSFER OF FUNDS FOR NECESSARY EXPENSES.

Mayor Lyons presented the first reading of Bill No. 14-49 by title only. It was noted that Bill No. 14-49 has been available for public review.

Alderman Olivarri moved to approve the first reading of Bill No. 14-49. Alderman Kahrs seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading by title only. Alderman Rucker moved to approve the second and final reading of Bill No. 14-49. Alderman Kahrs seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 14-49 and to pass same into ordinance: "Ayes:" Alderman Marose, Alderman Walker, Alderman Rucker, Alderman Kahrs, Alderman Schmitt, Alderman Olivarri. "Nays": None. Bill No. 14-49 was passed and approved as Ordinance No. 14.49.

Bill No. 14-50. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING ORDINANCE 14.36 AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT MODIFICATION WITH KEN KAUFFMAN & SONS EXCAVATING, LLC FOR THE EL TERRA WELL FENCING PROJECT

Public Works Director Edelman explained that during the construction of the fencing contract around the El Terra Well House, the communication system between the Swiss Village Water Tower and the Well was damaged and it needs to be repaired. A price was negotiated with the contractor at \$4,700 for these repairs.

If this work is approved a budget amendment will be necessary. The Public Works Department recommended approval.

Mayor Lyons presented the first reading of Bill No. 14-50 by title only. It was noted that Bill No. 14-50 has been available for public review.

Alderman Rucker moved to approve the first reading of Bill No. 14-50. Alderman Schmitt seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading of Bill No. 14-50 by title only. Alderman Olivarri moved to approve the second and final reading of Bill No. 14-50. Alderman Marose seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 14-50 and to pass same into ordinance: "Ayes:" Alderman Walker, Alderman Rucker, Alderman Kahrs, Alderman Schmitt, Alderman Olivarri, Alderman Marose. "Nays": None. Bill No. 14-50 was passed and approved as Ordinance No. 14.50.

Bill No. 14-51. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING ORDINANCE 13.75 ADOPTING THE 2014 ANNUAL BUDGET, TRANSFER OF FUNDS FOR NECESSARY EXPENSES

Public Works Director Edelman explained that Bill No. 14-51 amends the budget in the amount of \$10,430 for additional work at the El Terra Fencing Project and the removal of the well in front of 54 Diner. He added that self-restricted depreciation and replacement funds will be used for the additional work.

Mayor Lyons presented the first reading of Bill No. 14-51 by title only. It was noted that Bill No. 14-51 has been available for public review.

Alderman Schmitt moved to approve the first reading of Bill No. 13-51. Alderman Walker seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading by title only. Alderman Rucker moved to approve the second and final reading of Bill No. 14-51. Alderman Schmitt seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 14-51 and to pass same into ordinance: "Ayes:" Alderman Rucker, Alderman Kahrs, Alderman Schmitt, Alderman Olivarri, Alderman Marose, Alderman Walker. "Nays": None. Bill No. 14-51 was passed and approved as Ordinance No. 14.51.

Bid Award. Grinder Pump Rebuilding

Public Works Director Edelman explained that bids were solicited for rebuilding of grinder pumps. Based upon the bid comparison, Mr. Edelman recommended the bid be awarded to JCI-Industries

for grinder pump rebuilding. The City has used them for a number of years and is pleased with their work.

When bids were solicited, only a unit price was obtained for each type of service that might be required to repair the grinder pump. The reason for this is when a pump is sent off for repair it is unknown what might be wrong with the pump. The pump rebuilder is required to troubleshoot and disassemble the pump and prepare a report outlining what is wrong with the pump so that it can be determined if it is cost effective to repair the pump or just replace it with a new pump. It is also unknown at this time how many pumps the City may rebuild during a given year.

Mr. Edelman said he is looking at changes to internal operations that create cost savings in the pump rebuild account in the near future. Because of this, staff would like authorization to rebuild pumps on an as needed basis to JCI-Industries with a not-to-exceed amount of \$80,000.

Alderman Olivarri moved to award the bid for grinder pump rebuilding to JCI-Industries in an amount not to exceed \$80,000. Alderman Kahrs seconded the motion which was voted on and unanimously passed.

Appointment to the Board of Adjustment.

Mayor Lyons asked the Board to confirm the appointment of Gloria O Keefe as an Alternate on the Board of Adjustment. Mrs. O Keefe has lived in Osage Beach for 20 years and she has been President of the Summit Home Owners Association for three terms. She has served for many years as a Chamber Active Volunteer and was President for two terms. Mrs. O Keefe continues to work part time in the medical field after 50 years of service.

Alderman Kahrs moved to approve the appointment of Gloria O Keefe as an alternate to the Board of Adjustment. Alderman Marose seconded the motion which was voted on and unanimously passed.

Request to Reschedule Board Meeting.

The City was notified that the Lake Area Chamber of Commerce would be holding their Annual Fall Celebration dinner on Thursday, October 16, 2014, which is the night of a regularly scheduled Board meeting. The Board was requested to reschedule the Board meeting for October 23, 2014 to allow the Mayor and Aldermen to attend this dinner. The City of Osage Beach will be recognized at that dinner as a Chamber member for more than 25 years.

Alderman Kahrs moved to reschedule the October 16, 2014 meeting for October 23, 2014 as requested. Alderman Marose seconded the motion which was voted on and unanimously passed.

Request to Waive Park Fees.

Assistant City Administrator Woods explained the Missouri Canine Association has scheduled to host a training event at the City of Osage Beach City Park the week of September 22-26, during the hours of 8 AM – 4 PM. Given the nature of the training, the association has deemed it necessary to request the park to be closed to the public during their training hours, which is understandably the best course of action to keep them, their canines, as well as our park patrons safe. The request requires a park reservation associated with fees according to our ordinance.

2012 was the first, and only year to date, the association utilized the Osage Beach City Park for their training. In 2013, this and many other events were rescheduled elsewhere due to the park flooding last August. Most recently it was discovered that in 2012, the application process and fee collection was mistakenly overlooked. It was the first year the event was held at the City's park and in the mist of various communications and scheduling changes, which included the final decision to close the park just weeks before the event, the process on the City's end regarding reservation fees was not completed appropriately, but at no fault by the association.

According to the ordinance, since the association is requesting to close the park, a reservation, which includes fees, is required. Assistant City Administrator Jeana Woods recommended waiving the fees for the event.

Alderman Marose moved to waive the fees for the Missouri Canine Association training as requested. Alderman Olivarri seconded the motion which was voted on and unanimously passed.

Communication from Board Members.

Alderman Marose. Phyllis Marose thanked Assistant City Administrator Jeana Woods for the Fall Festival, and she thanked the organizers of the car show. She added that a constituent suggested that a directional sign be placed off of the Nichols interchange advertising the Grand Glaize Airport. Another suggestion was to install lighting at each end of the Grand Glaize Bridge. Alderman Marose added that the sidewalk improvements look great and she has inquired about the completion of sidewalks on Dude Ranch Road and other roads. Alderman Marose thanked the City for the opportunity to attend the MML Conference in St. Charles. She expressed her appreciation to Geniece Tyler and the Osage Beach Citizens Advisory Committee for their work and to Joni Walden for organizing the group to promote the Passport to the Parkway.

Mayor Lyons explained that MoDOT has declined to place lighting on the bridge when the City has requested it in the past.

Alderman Walker. Tom Walker expressed his appreciation for the opportunity to attend the MML Conference. He said the TIF session facilitated by City Attorney Ed Rucker was especially interesting. Alderman Walker said a member of the Lake Ozark Rotary is the new police chief in Lake Ozark. He thanked the Osage Beach Citizen Advisory Committee for the recommendations.

Alderman Kahrs. Steve Kahrs commended the businesses who are trying to make the community better. He said it shows that government is not needed to get things done and he thanked the committee for their work.

Alderman Kahrs questioned the zoning of the new elementary school and whether a zoning change was needed. City Planner Cary Patterson responded that the property is zoned A-1 and a school is a permitted use in an A-1 zoning district.

Alderman Rucker. Kevin Rucker expressed his appreciation for the opportunity of attending the MML Conference. He said there was one session on how to deal with elected officials in Jefferson City. Alderman Rucker said one issue that is challenging is term limits and that the most experienced people are the paid lobbyists. He said the issue will be coming forward.

Alderman Rucker appreciated all the work the Osage Beach Citizens Advisory Committee has done and he said he is open to all suggestions.

Alderman Olivarri. John Olivarri thanked the Committee for putting together a great synopsis that is easy to read. He said the report entailed great team work between citizens and the business community.

Staff Communications.

City Planner. Cary Patterson thanked the Board for approving the appointment of Gloria O Keefe as an alternate on the Board of Adjustment.

Assistant City Administrator. Jeana Woods reported that the Fall Festival had a record number of vendors and over 400 cars were parked. She said the first concert in the evening was attended by 100 people. Nine different families used the City Hall parking lot for the garage sale and they sold out their items by noon. She reported that 192 people participated in the bingo game.

Public Works Director. Nick Edelman said that one suggestion from the Committee was to use City streets or other City property. He asked the Board to decide if the City's electronic message board could be used for the Passport to the Parkway. He said that staff is uncomfortable with deciding which private events would be allowed to use City property.

Alderman Rucker moved to allow the message board to be used for Passport to the Parkway and to create a policy for future use of the board for private events. Alderman Kahrs seconded the motion.

Mayor Lyons commented that if the message board is needed for emergencies that would take priority over other uses of the board.

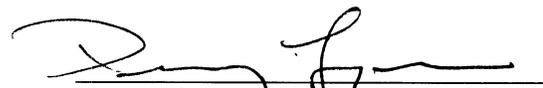
The motion was voted on and unanimously passed.

Public Works Director Edelman reported that enhancement funds are available for transportation alternatives through MoDOT and staff is considering applying for the grants.

There being no further business to come before the Board, the meeting adjourned at 7:20 p.m.

I, Diann Warner, City Clerk of the City of Osage Beach, Missouri, do hereby certify that the above foregoing is a true and complete journal of proceedings of the regular meeting of the Board of Aldermen of the City of Osage Beach, Missouri, held on September 18, 2014.


Diann Warner, City Clerk


Penny Lyons, Mayor

APPROVED
10/2/14
DW