

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

March 5, 2015

The Board of Aldermen of the City of Osage Beach, Missouri, met to conduct a regular meeting on Thursday, March 5, 2015, 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. Diann Warner, City Clerk, was present and performed the duties of that office.

Mayor's Communications.

Mayor Lyons expressed her thanks to those who manned and set up the City booth at the Annual Products and Services Show last weekend. She also thanked the volunteers and police officers who worked the events for the 20th Annual Polar Bear Plunge. She said the weather certainly did not help either event but many people managed to participate in the strut and the plunge anyway.

On Monday, Mayor Lyons reported that there were over 2,000 people at Fort Leonard Wood to show their support for this very important economic source for Missouri. People from the lake area were there and our City was mentioned by Mr. Driscoll in his report to the military. It is hard to calculate the impact from the Fort on the lake area but we know that this is a popular recreation for the military and their families. Mayor Lyons said reduction in the military and civilian population at Fort Leonard Wood will be detrimental to the surrounding counties and ripple throughout the state of Missouri. Mayor Lyons reported that representatives and legislators and 60% of the senators were at the meeting to show their support.

Mayor Lyons reported how detrimental SB 323 would be if passed to fourth class municipalities. The bill would allow residents who reside in the county to run for office if they own property inside the corporate limits of a municipality. She said another letter would be sent to legislators asking for their support in defeating this bill.

Citizens Communications.

Joanie Walden said she was involved in the Passport to the Parkway last fall and she reported on the fundraiser last week at J. Bruner's where almost \$4,000 was raised to market the event in April. She said a map will be created showing the 50 businesses that want to participate in the April 15-30 event. Mrs. Walden said another event would be held in the fall. Alderman Kahrs asked Mrs. Walden to keep the Board informed. Mrs. Walden said the use of the signage was very helpful last fall during the event.

Consent Agenda.

Alderman Schmitt moved to approve the consent agenda which includes minutes of the meeting held on February 19, 2015, the bill list as submitted and a liquor license to MTJLLC dba Chicago Brothers. Alderman Marose seconded the motion which was voted on and unanimously passed.

Unfinished Business.

None

New Business.

Bill No. 15.20. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING ORDINANCE 14.45 AND AUTHORIZING THE MAYOR TO EXECUTE CONTRACT MODIFICATION NO. 2 WITH HUTCHINS TELECOM, INC FOR THE CITY STORM DAMAGE REPAIRS AT THE OSAGE BEACH CITY PARK 2014 PROJECT IN THE ADDITIONAL AMOUNT OF \$30,000.00

Public Works Director Nick Edelman explained that this Change Order is for the pond improvements, deleting the pond log boom, and adding infield repair material. The additional money is for dredging the pond. We originally looked at doing this work under a separate contract. The reason we looked at that was we anticipated additional grant funds to cover dredging the pond/removal of sediment. It is our understanding that there are very limited funds for this type of work. We looked into MDC (Missouri Department of Conservation) grants, EPA 319 Grants, LWCF (land water conservation fund) thru the Missouri Department of Natural Resources and others. It is possible to try to proceed with the 319 grants or the LWCF grants but the work would not be completed this year. We would go another year before the pond had water in it. We have come to the conclusion that we should just get the work done so that we can fill it and try to reestablish the aquatic life.

Mr. Edelman said work is being done on the pond in the current contract and the damaged gate is being removed and replaced. The pond embankment has been repaired and the trees and other vegetation were removed from the embankment and he would like to include the dredging in this contract.

Mr. Edelman said he would like to complete this work on a time and material basis and create a \$30,000 force account. An inspector will be onsite during this work to keep track of time and money. Removal of the material will be monitored and kept for the pond by creating an island or peninsula concept. This way the material does not need to be hauled off.

We have talked with the contractor about this and they are willing to accommodate our needs.

Public Works Director Edelman recommended approval of this ordinance.

Mayor Lyons presented the first reading of Bill No. 15-20 by title only. It was noted that Bill No. 15-20 has been available for public review. Alderman Kahrs moved to approve the first reading of Bill No. 15-20. Alderman Marose seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading of Bill No. 15-20 by title only. Alderman Schmitt moved to approve the second and final reading of Bill No. 15-20. Alderman Walker seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 15-20 and to pass same into ordinance: "Ayes:" Alderman Marose, Alderman Walker, Alderman Rucker, Alderman Schmitt, Alderman Olivarri, Alderman Kahrs. "Nays": None. Bill No. 15-20 was passed and approved as Ordinance No. 15.20.

Bill No. 15-21.

Public Works Director Edelman explained the improvements on Nichols Road are currently under design and property is needed from some of the adjacent land owners. Staff has met with Lake Regional Health System and Lake Regional Imaging Partners on this project and the Memorandum of Understanding is the first step in the process of obtaining the needed land for this project. The proposed project will redesign the curve near Lake Regional Imaging Center which will require the removal of some parking spaces. The proposed design also will move a few driveway entrances to improve site distances. We are proposing to remove and repave their entrances since we are moving them, remove and relocate their signage, and other improvements due to the changes in the roadway.

One other issue that is included is the driveway coming off of the round-a-bout. There is a new driveway for Lake Regional Health System. They will be building this driveway.

City Attorney Ed Rucker said that the MOU does not obligate the City to spend any funds but it provides a basis to proceed.

Mayor Lyons presented the first reading of Bill No. 15-21 by title only. It was noted that Bill No. 15-21 has been available for public review. Alderman Rucker moved to approve the first reading of Bill No. 15-21. Alderman Marose seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading of Bill No. 15-21 by title only. Alderman Marose moved to approve the second and final reading of Bill No. 15-21. Alderman Schmitt seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 15-21 and to pass same into ordinance: "Ayes:" Alderman Walker, Alderman Rucker, Alderman Schmitt, Alderman Olivarri, Alderman Kahrs, Alderman Marose. "Nays": None. Bill No. 15-21 was passed and approved as Ordinance No. 15.21.

Bill No. 15-22. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH EVOQUA WATER TECHNOLOGIES, LLC TO PROVIDE UPGRADES TO THE CITY'S ODOR CONTROL SYSTEM

Public Works Director Nick Edelman explained that this is a new contract with the current odor control system provider, Evoqua Water Technologies. This contract is a result of the pilot program that was completed in 2014 and provides for a new carbon filter to be installed at Sands Pump Station site, updates chemical pricing, provides for a new chemical feed system to be installed at KK-1-14 pump station/equalization basin and a portable chemical feed system, installation of odalogs to be install at 5 different locations (KK 4-9 Tan-Tar-A, KK1-14, LS 53-1 Sycamore Creek, Sands and Rockway) for continuous monitoring of hydrogen sulfide gas, and the purchase of a new blower to be installed at the Sands Pump Station.

The odalogs will be connected to the Public Works SCADA system so that access to real time data can be achieved. This will allow Public Works staff to be able to make changes to odor control treatment processes faster to address nuisance odors. The carbon filter will replace the aging chemical scrubber at Sands.

The total contract amount is approximately \$117,953.10, due to the estimated amount of chemical usage. The account breakdown is as follows:

35-00-743300 Repair of System - \$8,979.10
35-00-762700 Odor Control - \$108,974.00

Upon a question regarding the City's commitment under this contract, Mr. Edelman said the amount is \$85,000/year, \$1,771/month and the monthly cost of the carbon filter.

Public Works Director Edelman said this project is over budget in odor control but it is a five year contract and the City will be utilizing Evoqua Water Technologies, LLC equipment over the term of the contract.

Mayor Lyons presented the first reading of Bill No. 15-22 by title only. It was noted that Bill No. 15-22 has been available for public review. Alderman Olivarri moved to approve the first reading of Bill No. 15-22. Alderman Rucker seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading of Bill No. 15-22 by title only. Alderman Rucker moved to approve the second and final reading of Bill No. 15-22. Alderman Marose seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 15-22 and to pass same into ordinance: "Ayes:" Alderman Rucker, Alderman Schmitt, Alderman Olivarri, Alderman Kahrs, Alderman Marose, Alderman Walker. "Nays": None. Bill No. 15-22 was passed and approved as Ordinance No. 15.22.

Resolution 15-01. A RESOLUTION BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH DIRECTING STAFF THAT WHEN THE CITY IS PRESENTED WITH A REQUEST TO USE ANY OTHER EXISTING OR NEWLY CREATED ECONOMIC DEVELOPMENT TOOLS REDIRECTING, ABATING OR IMPOSING TAXES, WHICH IS NOT DIRECTLY ADDRESSED BY AN EXISTING CITY POLICY; THE STAFF SHALL FOLLOW THE FORMAT, GUIDELINES, COST DEPOSITS, TIMETABLES AND GENERAL VALUES AND APPROACH SET OUT IN THE COMMUNITY DEVELOPMENT DISTRICT POLICY ADOPTED MAY 16, 2013.

City Attorney Ed Rucker explained that Resolution 15-01 will provide developers and staff guidance in the event a developer approaches the City with a proposal not directly addressed by an existing policy on Tax Increment Financing, Neighborhood Improvement Districts or Community Improvement Districts. It will make our reaction to such a proposal and the process of evaluating proposal for development assistance consistent in approach and application.

Alderman Kahrs asked that the Board be involved in preliminary stages of any development. City Attorney Rucker assured the Board they would be involved when any complete application is submitted.

Alderman Olivarri moved to approve Resolution 15-01 as presented. Alderman Marose seconded the motion which was voted on and unanimously passed.

Bid Award.

One bid was received from Murphy Tractor for a mower with a boom attachment for the new John Deer Tractor in the amount of \$20,434.00. The amount budgeted was \$70,000.00 for the

equipment which includes the tractor and the brush hog attachment. The bid is under the budgeted amount by \$467.81.

Alderman Marose moved to award the bid for the mower with boom attachment to Murphy Tractor from Springfield, MO in the amount of \$20,434.00. Alderman Schmitt seconded the motion which was voted and unanimously passed.

Communication from Board Members.

Alderman Schmitt. Ron Schmitt congratulated Joanie Walden for her work in raising \$4,000 for the Passport to the Parkway. He also congratulated Chief Todd Davis for the success of the Polar Bear Plunge.

Alderman Marose. Phyllis Marose asked about the status of the turn lane on Nichols Road for the new school. Public Works Director Edelman responded that no funds were budgeted in the 015 budget and it is not a project that could be completed before the next school year.

Alderman Walker. Tom Walker questioned whether any discussions had been held with school officials about the road. Public Works Director Edelman responded that school officials did not think Nichols Road needed improvements and they are not concerned about the road. Alderman Olivarri said that Salt Hollow Road will eliminate any problems in that area.

Alderman Rucker. Kevin Rucker reported that positive things are happening in the City as indicated by the traffic counts and he would like to see positive press on this issue.

Alderman Rucker reported that 300 tickets have been reserved and are for sale for the July 18th Springfield Cardinal Game for the lake area.

Alderman Rucker said he would like to see the billboards and the mobile sign used for the Passport to the Parkway in April. Public Works Director Nick Edelman said that Earth Day is scheduled at the Osage Beach City Park the week of April 22. Residents will be allowed to bring in yard waste to the Park and he was planning to use the mobile sign for that event.

Alderman Olivarri. John Olivarri thanked Jim Divencen and Tri-County Lodging Association for producing the radio spots with Mike Shannon which will be used on the Cardinal Network.

Staff Communications.

City Administrator. Jeana Woods said that last week at the LOREDG meeting it was reported that a regional housing study will be conducted which will show what the area housing needs are.

Police Chief. Todd Davis reported that Officer Jeff Stout is leaving City employment to join the Secret Service. Officer Stout was congratulated.

Chief Davis reported that fourteen pee wee plungers aged nine and under plunged at Tan-Tar-A's water park; thirteen super plungers raised \$48,000 for Special Olympics; 85 walkers who participated in the Strut and 380 in the Polar Bear Plunge. \$183,000 was raised and \$3,700 was raised from Cops on Top.

Human Resources. Cindy Leigh reported that Ron Richards will be retiring tomorrow, March 6. A reception is being held next Tuesday in his honor at the Public Works facility.

Assistant City Administrator. Mike Welty reported that there have been positive comments and donations from the community for the Community Program Committee. He said First Family Church had been contacted and they are participating with the City in the Easter Egg Hunt on April 4th. He reported that comments will be solicited through a survey that will be sent out to get ideas for future events. City Administrator Jeana Woods said that 60,000 plastic eggs must be stuffed for the event, and First Family Church is donating the food. Alderman Rucker suggested contacting civic organizations for assistance.

Public Works Director. Nick Edelman asked for comments from the Board regarding the road proposed by Gary Mitchell and Matt Duenke. Mayor Lyons said there had been limited comments from the Board and she questioned whether the Board wants to make a commitment for \$3.5 million for the proposed road.

Alderman Olivarri said that community input is needed on this project, especially those that might be affected. He added that the road is needed, however he is concerned about where the road will come in on Nichols Road and he has other concerns regarding KK and Three Seasons Road. Alderman Olivarri said he would like to hear comments from Mr. Duenke and Mr. Mitchell. Public Works Director Nick Edelman said the original design has been changed. Alderman Olivarri said he would like to see a direct route to KK and a special meeting to discuss the issues could be held.

Alderman Marose said there should be a side entrance going to the school. She asked the number of students on KK and the number of busses. Mr. Edelman said there are 59 students off of KK and two busses. Alderman Olivarri said that the school district is aware of the City's intent and they would use the new road and stay off of Nichols Road.

Airport Manager. Ty Dinsdale reported that State Aviation Day is April 14th in Jefferson City. He added that both Grand Glaize and Lee C. Fine Airports will assist the Missouri Pilots Association with the event. Lunch will be served between 11:30 a.m. and 1:00 p.m.

City Treasurer. Karri Bell reported that the auditors will be at City Hall all next week to conduct the 2014 Audit.

Alderman Olivarri said it was nice to see a response from Representative Joe Adams regarding the letter that was sent asking for support in defeating SB 323.

Executive Session. Alderman Schmitt moved to close the meeting as allowed by RSMo. Section 610.021(3), Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. Alderman Marose seconded the motion.

The following roll call vote was taken to close the meeting: Ayes:" Alderman Schmitt, Alderman Olivarri, Alderman Kahrs, Alderman Marose, Alderman Walker, Alderman Rucker. "Nays": None. The meeting was therefore closed.

CLOSED SESSION

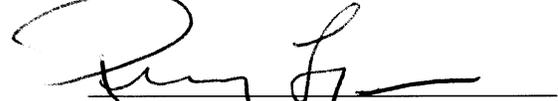
Alderman Rucker moved to open the meeting. Alderman Marose seconded the motion. The following roll call vote was taken to open the meeting: Ayes": Alderman Olivarri, Alderman Marose, Alderman Kahrs, Alderman Walker, Alderman Rucker, Alderman Schmitt. "Nays": None.

No announcements were made following the closed session.

There being no further business to come before the Board, the meeting adjourned at 7:50 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 March 5, 2015.


Diann Warner, City Clerk


Penny Lyons, Mayor

APPROVED
3/19/15
dlw