

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

June 9, 2016

The Board of Aldermen of the City of Osage Beach, Missouri, met to conduct a regular meeting on Thursday, June 9, 2016 at 6:30 p.m. at City Hall. The following were present: Mayor John Olivarri, Alderman Jeff Bethurem, Alderman Phyllis Marose, 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 Olivarri congratulated the Festival of Speed Committee for the great job they did last week at the Festival of Speed event. He reported that the event was well attended and he thanked the Lake Race Association, the community and the business community for their support.

**Citizens Communications.**

No one was present who wished to speak during this portion of the meeting.

**Consent Agenda.**

Alderman Bethurem moved to approve the consent agenda which includes minutes of the regular meeting held on May 19, 2016, the bills list as submitted, and liquor licenses as recommended by the Liquor Control Board. Alderman Marose seconded the motion which was voted on and unanimously passed.

**Unfinished Business.**

**Bill No. 16-40.** AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING SECTIONS 405.130, 405.140, 405.690 OF THE ZONING CODE BY REPEALING THE SAME AND REENACTING THREE NEW SECTIONS OF THE SAME NUMBERS ALL TO REDUCE THE SPACING REQUIREMENT BETWEEN GROUP HOMES FROM 5260 FEET TO 1000 FEET AND TO CREATE A NEW SECTION 405.735, TO CREATE A REASONABLE ACCOMMODATION POLICY AND PROCEDURE

Mayor Olivarri presented the second and final reading of Bill No. 16-40 by title only. Alderman Rucker moved to approve the second and final reading of Bill No. 16-40 as presented. Alderman Marose seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 16-40 and to pass same into Ordinance: "Ayes": Alderman Walker, Alderman Schmitt, Alderman Rucker, Alderman Marose, Alderman Bethurem. "Nays": None. Bill No. 16-40 was passed and approved as Ordinance No. 16.40.

**Public Hearing.** Special Use Case 391. Request to Construct a Residential Dwelling Unit and Accessory Structures in a Commercial Zone.

City Planner Cary Patterson presented the following report:

**Applicant:** Donald Jenkins

**Location:** Property is located at the end of Aqua Drive.

**Petition:** Special Use Permit to allow the removal of an existing Single Family Dwelling and the construction of a new Single family home with a detached garage/shop and a RV Garage on a lot in a Commercial District.

**Existing Use:** Single Family Dwelling.

**Zoning:** C-1 (General Commercial)

**Tract Size:** Approximately 19,600 sq. ft.

**Surrounding Zoning:**                      **Surrounding Land Use:**

**North:**                      LU (Lake Use)                                      Lake of the Ozarks

**South:**                      C-1 (Commercial)                                      Subdivision Common Area

**East:**                      LU (Lake Use)                                      Lake of the Ozarks

**West:**                      C-1 (General Commercial)                                      Kapilana Estates Condos

**The Osage Beach Comprehensive Plan**  
**Designates this area as appropriate for:**                      Moderate Density Residential

**Rezoning History**                      **Case #**                                      **Date**

None

**Utilities:**                      Water: **City**                                      Electricity:                      **Ameren UE**  
   Sewer: **City**

**Access:**                      Property has access on Aqua Drive.

**Analysis:**

1. The applicant is the owner of the property in question.
2. The character of the area is mixed containing moderate density residential in close proximity and the Kapilana Estates Condominium development immediately surrounding the subject property.
3. The request is to remove the existing ranch style home built a number of years ago prior to the City adopting building or zoning codes, and replace it with a new home with a garage/shop facility and a RV Garage.
4. The property being requested for a SUP is accessed via Aqua Drive. Directions are as follows: On the West side of the Grand Glaize Bridge, exit Osage Beach Parkway onto Winn Road and turn left from Winn Road onto Aqua Drive and proceed to the end of Aqua Drive.

**Department Comments:**

The property is recommended for Moderate Density Residential, which is defined by the Comprehensive Plan as 5-13 units per acre. Obviously in this situation we are not looking at a large lot residential development. The density on this request is not of any concern as it is a single family dwelling. The use of the subject property has been single family for the entirety of its developed life and the Jenkins' have owned it for 30 plus years and have enjoyed using it as their home but the home is now in need of upgrade.

Because of the situation and the applicant having owned and occupied the existing dwelling for an extended period of time, they are obviously well aware of the surrounding uses and activities and are very comfortable with the request to reestablish their home on a commercially zoned parcel.

Under the Section 405.610 of the City Code of Ordinances for Amendments and Changes, bullet point 6 gives five matters that the city should consider before making a change in the use of property.

**1. Relatedness of the proposed amendment to the goals and outlines of the long range physical plan for the City:**

The request is in conformance with the density recommendations of the Comprehensive Plan.

**2. Existing uses of property within the general area of the property in question:**

The area surrounding the subject property contains mixed uses including moderate density residential and condominium development.

The request basically provides a use that works with the existing mix of low impact and intensity uses.

**3. The zoning classification of property within the general area of the property in question:**

The zoning of the surrounding properties is a mix that basically coincides with the uses. The requested use will mesh without issue with the surroundings.

**4. The suitability of the property in question to the uses permitted under the existing zoning classification:**

The property is really only suitable for two uses; either the requested use as exists there today, or a small expansion of some type to the surrounding condominium development.

**5. The trend of development , if any, in the general area of the property in question, including changes, if any, which have taken place in its present zoning classification:**

It has been some time since there was any development in this corridor as it is mostly developed with little or no remaining land for new development.

**Based on the analysis of the conditions pertaining to the subject petition, the Planning Department recommends approval of the request subject to the following provisions regulating the property being granted a SUP to reestablish the existing single family home by removing it and replacing it with a new dwelling and accessory buildings:**

**Permitted Uses:**

The following uses shall be permitted in those areas as illustrated on the SUP site plan:

1. Residential Use shall conform to the requested rebuilding of the existing single family facility and accessory uses.
2. Accessory Uses will be designed for and available for use to the owners and occupants of the primary use being the single family dwelling and will be built in accordance with the approved SUP Site Plan.

**Construction:**

Construction shall be in accordance with the International Building Code and all other pertaining construction codes as adopted by the City of Osage Beach at the time a building permit is issued for each individual facility.

**Bulk, Area, and Height Requirements:**

Construction for property will be in accordance with the approved site plan.

**Dimensional Requirements:**

Construction for property will be in accordance with the approved site plan.

**Public Facilities:**

1. Engineering plans for any required water or sewer improvements will be constructed in accordance with the Osage Beach Design Guidelines and shall be approved by the City Public Works Department.

**Access:**

1. Access shall be derived from the existing entrance to the property off of Aqua Drive.

**Parking:**

All development shall adhere to Osage Beach off-street parking requirements at the time that it is constructed.

**Buffering and Screening:**

No additional buffering or screening is required. Waste cans or dumpsters shall be placed in a location as to have minimal visual impact to the surrounding properties and conform to the general practice and placement of the same facilities within the corridor.

**Exterior Lighting:**

1. Exterior lighting shall be designed, located and constructed to eliminate or significantly reduce glare and/or a general increase in lighting intensity within the adjoining existing or proposed residential area(s). Additionally, all exterior lighting shall be so arranged and shielded so as to confine all direct light rays within the boundaries of this property.
2. All street lighting proposed shall meet the City's standards for street lighting on local streets in residential areas. Applicants should coordinate with the City's Public Works Department on street lighting installations.

**Maintenance of Open Space and Common Areas:**

The maintenance of yard and facilities within the property shall be the responsibility of the property owner(s).

**Final Development Plan:**

The site plan for the existing facility is appropriate for the final development plan.

**Planning Commission Recommendation:**

The Planning Commission recommended approval at their meeting on May 10, 2016.

No one was present who wished to speak in favor of or in opposition to Special Use Case No. 391; therefore Mayor Olivarri closed the public hearing at 6:40 p.m.

Vote on Special Use 391. Alderman Marose moved to approve Special Use Case 391 with conditions as recommended by the Planning Commission. Alderman Bethurem seconded the motion which was voted on and passed.

Bill No. 16-45. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH STOCKMAN CONSTRUCTION CORPORATION FOR CONSTRUCTION CONTRACT OB16-015 FOR THE NICHOLS ROAD RECONSTRUCTION PROJECT

Bids were opened on May 17, 2016 for the Nichols Road Reconstruction Project and Stockman Construction submitted the only bid in the amount of \$1,996,190.10.

Stockman Construction Company is currently working on the Osage Beach Parkway – Barry Prewitt Intersection and the City has been very happy with the results on the project.

This project was budgeted in the amount of \$1,100,000. The engineer's estimate prior to going out for

bids was \$1,804,977.76. This project includes building Lake Regional Health System's driveway for which they will reimburse the City in the amount of \$250,217. The additional amount needed to cover this project is \$645,973. If this contract is approved a budget amendment will follow.

Public Works Director Edelman said they investigated the reason only one bidder submitted a bid, and he provided some reasons why other companies did not bid on the project.

Mr. Edelman said more work had been added to the project since the budget. Moving an Ameren UE pole was not anticipated and a truck apron was added for tractor trailers turning right from Armory Drive onto Nichols Road. Additionally, the island on Osage Beach Parkway in front of Casey's and Culver's Driveway will be removed to close Nichols Road and a change to a private driveway had to be made to minimize utility relocations and to speed up the construction of the project. Lake Regional Health System will reimburse the City in the amount of \$25,000 for a driveway to improve access to the Emergency Room. Modifications to the drainage system had to be made which were not anticipated. All modifications increased the engineer's estimate to \$1,804,977.76.

The Public Works Department recommended approval of this ordinance.

Funding for this project in addition to the amount budgeted may be made available through the Transportation Unrestricted Balance as estimated at year end and two other project line items, Hwy 54/OB Parkway and Mace Road.

<i>Additional Funds Needed</i>	<i>\$ 645,973</i>
Estimated Transportation Unrestricted Ending Balance (Page 54 of 2016 Budget)	(\$491,779)
Transfer from Hwy 54/OB Parkway (20-00-773216)	(\$ 54,194)
Transfer from Mace Road (20-00-773223)	(\$100,000)

It was noted that if approved, the unrestricted reserve in the Transportation Fund will be depleted. Additional savings are expected in other projects' line items to replenish a small portion of the reserve.

Mayor Olivarri presented the first reading of Bill No. 16-45 by title only. It was noted that Bill No. 16-45 has been available for public review. Alderman Bethurem moved to approve the first reading of Bill No. 16-45 as presented by title only. Alderman Rucker seconded the motion which was voted on and passed.

Mayor Olivarri presented the second and final reading of Bill No. 16-45 by title only. It was noted that Bill No. 16-45 has been available for public review.

Alderman Rucker moved to approve the second and final reading of Bill No. 16-45 as presented by title only. Alderman Marose seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 16-45 and to pass same into Ordinance: "Ayes": Alderman Schmitt, Alderman Rucker, Alderman Marose, Alderman Bethurem, Alderman Walker. "Nays": None. Bill No. 16-45 was passed and approved as Ordinance No. 16.45.

Bill No. 16-46. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING ORDINANCE NO. 15.97 ADOPTING THE 2016 ANNUAL BUDGET, TRANSFER OF FUNDS FOR NECESSARY EXPENSES.

Public Works Director Nick Edelman explained Bill 16-46 amends the budget to fund the Nichols Road

Improvement Project. The additional funds may be obtained as follows:

Nichols Road Project	\$1,996,190
Current Budget (20-00-773119)	\$1,100,000
Lake Regional Health System Portion (Payment to City)	\$ 250,217
Additional Funds Needed	\$ 645,973
Estimated Transportation Unrestricted Ending Balance (Page 54 of 2016 Budget)	(\$491,779)
Transfer from Hwy 54/OB Parkway (20-00-773216)	(\$ 54,194)
Transfer from Mace Road (20-00-773223)	(\$100,000)

The Hwy 54/OB Parkway project is the sidewalk and roadway improvements at Barry Prewitt – Osage Beach Parkway Intersection. This project was budgeted at \$750,000. The current contract amount for this project is \$668,825. We will have \$26,981 left in this account if this transfer happens. This should cover unexpected change orders on this project if there are any.

Mace Road will not be completed this year. We have started the design process. We can allocate additional funds in the 2017 budget to cover this cost.

The Public Works Department recommends approval of this ordinance.

City Administrator Jeana Woods said to date we have not used or amended the budget to use any of the Transportation Unrestricted Ending Balance originally estimated for year end. She added that this depletes the unrestricted reserve in the Transportation Fund; however, she expected by year end there will be additional savings seen in other projects/line items to replenish a small portion of the reserve.

Mayor Olivarri presented the first reading of Bill No. 16-46 by title only. It was noted that Bill No. 16-46 has been available for public review. Alderman Rucker moved to approve the first reading of Bill No. 16-46 as presented by title only. Alderman Marose seconded the motion which was voted on and passed.

Mayor Olivarri presented the second and final reading of Bill No. 16-46 by title only. It was noted that Bill No. 16-46 has been available for public review.

Alderman Bethurem moved to approve the second and final reading of Bill No. 16-46 as presented by title only. Alderman Walker seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 16-46 and to pass same into Ordinance: “Ayes”: Alderman Rucker, Alderman Marose, Alderman Bethurem, Alderman Walker, Alderman Schmitt. “Nays”: None. Bill No. 16-46 was passed and approved as Ordinance No. 16.46.

Bill No. 16-47. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH EMERY SAPP & SONS, INC. FOR CONSTRUCTION CONTRACT OB16-016 FOR THE LEE C. FINE MEMORIAL AIRPORT RECONSTRUCTION OF TAXIWAY A

The following bids were received for the Reconstruction of Taxiway A from Runway 4 to Taxiway C; Reconstruction of Taxiway D:

Lehman Construction Company	\$2,280,439.00
Phillips Hardy, Inc.	\$2,438,988.00
Ideker, Inc.	\$2,531,928.00
Midwest Heavy Construction LLC	\$2,710,721.00
Emery Sapp & Sons, Inc.	\$2,042,786.00

The project has not received full funding from the FAA for discretionary funding which would cover 90% of the project. The 2016 Non-primary Entitlement Funds for Lee C. Fine are included in this 90%. The City gets \$150,000 of Non-Primary Entitlement Funds every year.

The City's portion of this contract is \$204,279.00. Options for funding the City's portion will follow.

This project was not budgeted for construction in 2016 because notification from the FAA will not be received until later in the year. Plans are to budget for this project in 2017.

The Public Works and Airport Departments recommend awarding this contract to Emery Sapp and Sons, Inc. contingent upon FAA funding.

City Administrator Woods explained that on June 18, 2015, the Board approved to move forward with the Parallel Taxiway Project at LCF with 90/10 MoDOT funding. Phase I design of the project was budgeted part in FY2015 and completed this year, FY2016. FY2017 funds will be budgeted for this portion.

Mayor Olivarri presented the first reading of Bill No. 16-47 by title only. It was noted that Bill No. 16-47 has been available for public review. Alderman Bethurem moved to approve the first reading of Bill No. 16-47 as presented. Alderman Rucker seconded the motion which was voted on and passed.

Mayor Olivarri presented the second and final reading of Bill No. 16-47 by title only. It was noted that Bill No. 16-47 has been available for public review.

Alderman Bethurem moved to approve the second and final reading of Bill No. 16-47 as presented. Alderman Rucker seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 16-47 and to pass same into Ordinance: "Ayes": Alderman Marose, Alderman Bethurem, Alderman Walker, Alderman Schmitt, Alderman Rucker. "Nays": None. Bill No. 16-47 was passed and approved as Ordinance No. 16.47.

**Bill No. 16-48. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH CANNON GENERAL CONTRACTORS, INC. FOR CONSTRUCTION CONTRACT OB16-013 FOR THE LEE C. FINE MEMORIAL AIRPORT RECONSTRUCTION OF SOUTHWEST APRON PROJECT**

The following bids were submitted for the LCF Southwest Apron Reconstruction Project:

Phillips Hardy, Inc.	\$328,330.00
Cannon General Contractors, Inc.	\$224,678.50
Emery Sapp & Sons, Inc.	\$228,087.00

The apparent low bidder is Cannon General Contractors Inc. with a bid of \$224,678.50. The Project is funded with Non-Primary Entitlement funds (funds from FAA through MoDOT), a 90/10 grant – City is responsible for 10% funding. Director of Public Safety Edelman said a transfer of Non-Primary Entitlement Funds from Grand Glaize Airport to Lee C. Fine to cover this project may have to be made.

MoDOT has concurred with the bid award.

City Administrator Jeana Woods said this project was not in the FY2016 Budget; however, the Board approved proceeding with the project and the engineering portion of the contract was awarded to CMT. This is the construction portion of the project and a budget amendment with funding details will follow in the packet. The City's 10% responsibility for this project may be funded with LCF's unrestricted reserves.

Mayor Olivarri presented the first reading of Bill No. 16-48 by title only. It was noted that Bill No. 16-48 has been available for public review. Alderman Rucker moved to approve the first reading of Bill No. 16-48. Alderman Bethurem seconded the motion which was voted on and passed.

Mayor Olivarri presented the second and final reading of Bill No. 16-48 by title only. Alderman Marose moved to approve the second and final reading of Bill No. 16-48. Alderman Bethurem seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 16-48 and to pass same into Ordinance: "Ayes": Alderman Bethurem, Alderman Walker, Alderman Schmitt, Alderman Rucker, Alderman Marose. "Nays": None. Bill No. 16-48 was passed and approved as Ordinance No. 16.48.

Bill No. 16-49. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. 1 TO THE AVIATION PROJECT CONSULTANT SUPPLEMENTAL AGREEMENT WITH CRAWFORD, MURPHY & TILLY, INC. FOR CONSTRUCTION SERVICES AT THE LEE C. FINE MEMORIAL AIRPORT

Public Works Director Edelman explained that Bill No. 16-49 provides construction inspection services for the Lee C. Fine Southwest Apron Reconstruction. He said normally construction services are not included in the original agreement with aviation projects, however, he planned it this way to get a better understanding of what is involved after the project is designed.

This agreement will be covered by grant funds in the amount of 90%. The total cost for this supplemental agreement (construction services) is in the not to exceed amount of \$49,570.58 which will raise the total contracted amount to \$72,510.33. The City will be responsible for 10% of this supplemental agreement or \$7,251.03.

A budget amendment will follow if this is approved and Non-Primary Entitlement funds (funds from FAA through MoDOT) will need to be transferred from Grand Glaize to Lee C. Fine.

The Airports and the Public Work Department recommended approval of this ordinance.

Mayor Olivarri presented the first reading of Bill No. 16-49 by title only. It was noted that Bill No. 16-49 has been available for public review. Alderman Marose moved to approve the first reading of Bill No. 16-49. Alderman Rucker seconded the motion which was voted on and passed.

Mayor Olivarri presented the second and final reading of Bill No. 16-49 by title only. Alderman Bethurem moved to approve the second and final reading of Bill No. 16-49. Alderman Walker seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 16-49 and to pass same into Ordinance: "Ayes": Alderman Walker, Alderman Schmitt, Alderman Rucker, Alderman Marose, Alderman Bethurem. "Nays": None. Bill No. 16-49 was passed and approved as Ordinance No. 16.49.

Bill No. 16-50. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING ORDINANCE NO. 15.97 ADOPTING THE 2016 ANNUAL BUDGET, TRANSFER OF FUNDS FOR NECESSARY EXPENSES.

This project is funded with Non-Primary Entitlement funds (funds from FAA through MoDOT), a 90/10 grant – City is responsible for 10% funding.

Bill 16-50 is needed for the funding of the LCF Southwest Apron Reconstruction Project, the construction services and the construction portion of the project. The additional funds needed net grant funds received (90%) for this project may be funded with LCF's unrestricted reserves.

The Airport Manager and the Public Works Department recommends approval.

Mayor Olivarri presented the first reading of Bill No. 16-50 by title only. It was noted that Bill No. 16-50 has been available for public review. Alderman Marose moved to approve the first reading of Bill No. 16-50. Alderman Bethurem seconded the motion which was voted on and passed.

Mayor Olivarri presented the second and final reading of Bill No. 16-50 by title only. Alderman Walker moved to approve the second and final reading of Bill No. 16-50. Alderman Bethurem seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 16-50 and to pass same into Ordinance: "Ayes": Alderman Schmitt, Alderman Rucker, Alderman Marose, Alderman Bethurem, Alderman Walker. "Nays": None. Bill No. 16-50 was passed and approved as Ordinance No. 16.50.

Bill No. 16-51. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION STATE BLOCK GRANT AGREEMENT FOR THE SOUTHWEST APRON RECONSTRUCTION PROJECT AT THE LEE C. FINE MEMORIAL AIRPORT

This Grant Agreement provides the City reimbursements for the entire Southwest Apron Project at Lee C. Fine Airport. FAA through MoDOT Aviation will be reimbursing the City 90% of the design, construction and engineering inspection cost for this project, (total cost \$297,188). The City's responsibility is \$29,718 (10%). The Airport Department recommends approval.

Mayor Olivarri presented the first reading of Bill No. 16-51 by title only. It was noted that Bill No. 16-51 has been available for public review. Alderman Bethurem moved to approve the first reading of Bill No. 16-51. Alderman Walker seconded the motion which was voted on and passed.

Mayor Olivarri presented the second and final reading of Bill No. 16-51 by title only. Alderman Marose moved to approve the second and final reading of Bill No. 16-51. Alderman Bethurem seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 16-51 and to pass same into Ordinance: "Ayes": Alderman Schmitt, Alderman Rucker, Alderman Marose, Alderman Bethurem, Alderman Walker. "Nays": None. Bill No. 16-51 was passed and approved as Ordinance No. 16.51.

Bill No. 16-52. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT REAPPOINTING JUDGE WASHBURN AS THE CITY MUNICIPAL JUDGE FOR THE TERM JULY 1, 2016 – JUNE 30, 2018

Mr. William Washburn has served as the City's Municipal Judge for many years and staff wholeheartedly supports his reappointment. He serves the City with great merit through his ability to apply the law fairly and through his vast knowledge of the laws and procedures. Mr. Washburn has agreed to continue as Municipal Judge under the proposed agreement, if reappointed.

City Administrator Woods recommended the reappointment of Mr. William Washburn for the term July 1, 2016 – June 30, 2018.

Mayor Olivarri presented the first reading of Bill No. 16-52 by title only. It was noted that Bill No. 16-52 has been available for public review. Alderman Marose moved to approve the first reading of Bill No. 16-52. Alderman Bethurem seconded the motion which was voted on and passed.

Mayor Olivarri presented the second and final reading of Bill No. 16-52 by title only. Alderman Bethurem moved to approve the second and final reading of Bill No. 16-52. Alderman Walker seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 16-52 and to pass same into Ordinance: "Ayes": Alderman Rucker, Alderman Marose, Alderman Bethurem, Alderman Walker, Alderman Schmitt. "Nays": None. Bill No. 16-52 was passed and approved as Ordinance No. 16.52.

Bill No. 16-53. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT WITH THE MISSOURI DEPARTMENT OF TRANSPORTATION FOR TRANSFER OF ENTITLEMENTS TO THE LEE C. FINE MEMORIAL AIRPORT FOR ELIGIBLE PROJECTS

Public Works Director Edelman said the agreement will transfer Non-Primary Entitlement funds (funds from the FAA through MoDOT) from the Grand Glaize Airport to Lee C. Fine Airport. He added that he would like to proceed with this transfer to complete the reconstruction of the Southwest Apron Project at Lee C. Fine. Total amount to be transferred is \$19,584. Public Works Director Nick Edelman said the funds expire if they are not used.

The Airport Department recommended approval Bill 16-53.

Mayor Olivarri presented the first reading of Bill No. 16-53 by title only. It was noted that Bill No. 16-53 has been available for public review. Alderman Walker moved to approve the first reading of Bill No. 16-53. Alderman Rucker seconded the motion which was voted on and passed.

Mayor Olivarri presented the second and final reading of Bill No. 16-53 by title only. Alderman Bethurem moved to approve the second and final reading of Bill No. 16-53. Alderman Walker seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 16-53 and to pass same into Ordinance: "Ayes": Alderman Marose, Alderman Bethurem, Alderman Walker, Alderman Schmitt, Alderman Rucker. "Nays": None. Bill No. 16-53 was passed and approved as Ordinance No. 16.53.

Bill No. 16-54. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR THE SHARING OF PUBLIC WORKS EQUIPMENT AND PERSONNEL BETWEEN THE CITY OF OSAGE BEACH, MISSOURI AND CAMDEN COUNTY, MISSOURI

This agreement allows the City to have occasional access to equipment from Camden County, and vice versa, to aid in projects.

Staff intends to use this agreement to borrow Camden County's bucket truck which will be used to put up street banners along the Osage Beach Parkway.

Assistant City Administrator recommended approval.

Alderman Rucker expressed his concern that this agreement may affect the Mutual Aid agreement the City has with Camden County during a disaster. City Administrator Woods will follow to make sure the Hazardous Mitigation Plan is not affected.

Mayor Olivarri presented the first reading of Bill No. 16-53 by title only. It was noted that Bill No. 16-54 has been available for public review. Alderman Bethurem moved to approve the first reading of Bill No. 16-54. Alderman Marose seconded the motion which was voted on and passed.

Mayor Olivarri presented the second and final reading of Bill No. 16-54 by title only. Alderman Bethurem moved to approve the second and final reading of Bill No. 16-54. Alderman Marose seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 16-54 and to pass same into Ordinance: "Ayes": Alderman Bethurem, Alderman Walker, Alderman Schmitt, Alderman Rucker, Alderman Marose. "Nays": None. Bill No. 16-54 was passed and approved as Ordinance No. 16.54.

#### Authorization to Apply For Loan.

The Lee C. Fine Taxiway Project will be 90% funded through a Missouri Department of Transportation grant (pending grant approval). The other 10% of the cost for this project, estimated currently at just over \$204,000, is the responsibility of the City to pay.

Staff would like to further analyze and apply for funds possibly through the Missouri Department of Transportation's STAR loan program in order to avoid potential cash flow issues.

Assistant City Administrator recommended approval. Public Works Director Edelman explained that applying for the loan does not commit the City to take the loan.

City Administrator Jeana Woods explained that in 2015 the Board approved to proceed with a large, multi-phased, multi-year taxiway reconstruction project at LCF. This project in total is estimated at over \$5 million and funds through MoDOT at 90/10 will be available. However, at 10%, the City's responsibility may cause temporary cash flow issues. Cash flow is a concern of mine regarding this project and other alternatives will be needed to complete this project effectively.

MoDOT Star Loan Program, a MO State Transportation Assistance Revolving Loan program, provides loans for non-highway transportation projects that assist in growth, public interest, and promote health, safety and general welfare of Missouri citizens. The application process is lengthy and once we get into it, more details as to term, interest rate, and other pertinent details will be known.

Staff would like the Board's approval to move forward. A completed application with interest rate and term details will be brought before the Board for final approval.

Alderman Rucker moved to authorize a loan application to the MoDOT Star Loan Program. Alderman Marose seconded the motion which was voted on and passed.

Authorize Purchase of Server Equipment from Dell.

10-19-774250 Computer Equipment	\$42,000	\$34,304.56
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The IT Department will be adding two powerful servers to enhance the City's Server Network. The current servers will be re-used to enhance the City's Virtual Workstation network. The Computer Equipment line item has monies budgeted for one backup server.

Alderman Walker moved to authorize the purchase of server equipment from Dell as requested. Alderman Bethurem seconded the motion which was voted on and passed.

Authorize Purchase of Storage Upgrade Equipment from Dell, Inc.

	<u>Budgeted \$</u>	<u>Requested \$</u>
10-19-774250 Computer Equipment	\$70,000	\$21,598

The IT Department will be adding 12 - 3 Terabyte storage disks with a disk enclosure to our current Dell Compellent storage system to enhance the City's Storage Capacity. IT Manager Jim Davis said as the City's data grows we must also increase the city's capacity to store and backup the city's data.

The IT Department will be adding 12 - 3 Terabyte storage disks with a disk enclosure to our current Dell Compellent storage system to enhance the City's Storage Capacity.

The Computer Equipment line item has funds budgeted for other storage devices.

Alderman Walker moved to authorize the purchase of storage upgrade equipment from Dell as requested. Alderman Bethurem seconded the motion which was voted on and passed.

Authorization to Renew Microsoft Software Licenses for an Annual Fee.

	<u>Budgeted \$</u>	<u>Requested \$</u>
10-19-733610 Maintenance and Support	\$131,300	\$24,052.61

Each year the IT department pays maintenance on the software the city uses. The Microsoft software renewal is our largest Software Maintenance fee due to the volume of licenses that the City maintains with Microsoft Corporation. The Maintenance and Support line items has monies budgeted for other licenses and support items.

Alderman Bethurem moved to renew the Microsoft software licenses from Dell as requested. Alderman Walker seconded the motion which was voted on and passed.

**Communications from Members of the Board of Aldermen.**

Alderman Marose. Phyllis Marose thanked everyone involved to make the Festival of Speed a success. She was pleased with the response. Alderman Marose commented that the contract awarded to improve Nichols Road is a great deal of money but she thinks it is important to accommodate traffic now and in the future, and to provide the most effective way to access the hospital.

Alderman Walker. Tom Walker reported that the Lake Race was successful; and he heard many positive

comments. Alderman Walker reported that he attended a meeting at the Village of Four Seasons and concerns were expressed that their building permit fees do not cover the cost of building inspections. Alderman Walker said he was pleased to hear that Osage Beach's department managers are highly respected by other entities.

Alderman Bethurem. Jeff Bethurem commended Alderman Marose and the Festival of Speed committee and he commented that many businesses profited after the event.

**Staff Communications.**

City Administrator. Jeana Woods reported that she is working on the mid-year budget report along with the SDC (Sewer Development Charge) report. She reported that the Missouri Economic Development is next week and she and Mayor Olivarri will be attending. City Administrator Woods reported that the Welcome to Summer event will be on Saturday, June 18<sup>th</sup> at the Osage Beach City Park.

City Attorney. Ed Rucker expressed his appreciation to the Board for the reappointment of William Washburn as Municipal Judge.

City Planner. Cary Patterson reported that he and his children enjoyed the Festival of Speed.

City Engineer. Nick Edelman reported that the wall at the Osage Beach Parkway/Barry Prewitt project is nearing completion; the waterline from Wal-Mart to Hatchery Road will be completed next week; Hatchery Road will have a lane drop because the entrance is being modified by increasing the radius. He thanked the police department for arranging a meeting with emergency services in the area to update them on the Nichols Road project.

Park Department. Matt Vandevoort reported that a tournament is being held at the park this weekend to benefit Pete Leyva who was hit by a softball a few weeks ago. There are twelve teams and a silent auction is planned.

Airport Manager. Ty Dinsdale reported that two aircraft at the airport flew in specifically to attend the Festival of Speed.

There being no further business to come before the Board, the meeting adjourned at 7:40 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 June 9, 2016.

  
Diann Warner, City Clerk

  
John Olivarri, Mayor