

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

November 3, 2016

The Board of Aldermen of the City of Osage Beach, Missouri, met to conduct a regular meeting on Thursday, November 3, 2016, at 6:00 p.m. at City Hall. The following were present: Mayor John Olivarri, Alderman Jeff Bethurem, Alderman Phyllis Marose, Alderman Ron Schmitt, Alderman Lee Schuman, Alderman Kevin Rucker, and Alderman Tom Walker. Cynthia Lambert, City Clerk, was present and performed duties of that office.

Mayor's Communications.

Mayor Olivarri read a Proclamation acknowledging the Service of All Veterans with a Special Recognition of City of Osage Beach Employees for Their Service including Tristian Adriano, James Chapman, James Davis, Brody Eller, Jordan Fields, Sam Ford, Tom Gorsline, Thomas Gruenberg, Floyd Handy, Peter Leyva, Brian Liedel, Travis Morley, Luke Peterson, Tracy Robinett, Aaron Salsman, Paul Schiley, and Steve Swofford.

Mayor Olivarri reminded everyone that Tuesday, November 8th, was Election Day and encouraged everyone to exercise their right to vote.

The Mayor also reminded everyone that Friday, November 11th, was Veterans Day and hoped everyone would take the time to remember those service men and women who made the ultimate sacrifice and to thank veterans for their service and their families for the sacrifices they made and continue to make.

Mayor Olivarri then asked that the city's promotional video be played. City Administrator Jeana Woods stated that staff had completed the project in 2016 using grant funding received from LORDAC along with City funds. Woods thanked April White who had been her administrative assistant when this project began and although she transferred to the Police Department she continued to work on this project til its finalization. Mayor Olivarri thanked staff for their great job with the video and noted that it was on the City's website and would be distributed for marketing uses.

Citizens Communications.

No one was present who wished to address the Board at this time.

Consent Agenda.

Alderman Marose moved to approve the consent agenda which included minutes of the regular meeting held on October 18, 2016, and the bills list as submitted. Alderman Schuman seconded the motion which was voted on and unanimously passed.

Unfinished Business.

There was no Unfinished Business.

New Business.

Bill No. 16-80. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, VACATING A PORTION OF THE RIGHT OF WAY AT THE INTERSECTION OF OSAGE BEACH PARKWAY AND BLUFF DRIVE.

City Planner Cary Patterson explained to the Board the Request.

Mayor Olivarri presented the first reading of Bill No. 16-80 by title only. It was noted that Bill No. 16-80 has been available for public review. Alderman Walker moved to approve the first reading of Bill No. 16-80 as presented. Alderman Bethurem seconded the motion which was voted on and passed.

Mayor Olivarri presented the second and final reading of Bill No. 16-80 as presented. It was noted that Bill No. 16-80 had been available for public review.

Alderman Schmitt moved to approve the second and final reading of Bill No. 16-80 as presented. Alderman Rucker seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 16-80 and to pass same into ordinance: "Ayes": Alderman Rucker, Alderman Schmitt, Alderman Marose, Alderman Bethurem, Alderman Schuman, and Alderman Walker. "Nays": None. Bill No. 16-80 was passed and approved as Ordinance No. 16.80.

Bill No. 16-81. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, REPEALING CHAPTER 405 ZONING REGULATIONS, ARTICLE V SIGNS AND ADOPTING A NEW CHAPTER 405 ZONING REGULATIONS, ARTICLE V SIGNS TO COMPLY WITH THE OPINION OF THE UNITED STATES SUPREME COURT IN *REED V. TOWN OF GILBERT*.

Mayor Olivarri presented the first reading of Bill No. 16-81 by title only. It was noted that Bill No. 16-81 had been available for public review. Alderman Bethurem moved to approve the first reading of Bill No. 16-81 as presented. Alderman Marose seconded the motion which was voted on and passed.

Mayor Olivarri presented the second and final reading of Bill No. 16-81 as presented. It was noted that Bill No. 16-81 had been available for public review.

Alderman Bethurem moved to approve the second and final reading of Bill No. 16-81 as presented. Alderman Walker seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 16-81 and to pass same into ordinance: "Ayes": Alderman Schmitt, Alderman Rucker, Alderman Bethurem, Alderman Schuman,

Alderman Walker, and Alderman Marose. Nays": None. Bill No. 16-81 was passed and approved as Ordinance No. 16.81.

Bill No. 16-82. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, ESTABLISHING A NEW SECTION 245.030.E.7 OF THE OSAGE BEACH CODE OF ORDINANCES DELEGATING TO THE CITY ADMINISTRATOR THE POWER TO ORDER ANY POND, STREAM, OR OTHER BODY OF WATER INCLUDED WHOLLY WITHIN A CITY PARK CLOSED TO FISHING, SWIMMING, OR BOATING.

Mayor Olivarri presented the first reading of Bill No. 16-82 by title only. It was noted that Bill No. 16-82 has been available for public review. Alderman Rucker moved to approve the first reading of Bill No. 16-82 as presented by title only. Alderman Marose seconded the motion which was voted on and unanimously passed.

City Attorney Ed Rucker explained that the Department of Conservation recommended there be no fishing at this time at the city's pond. Following discussions with the Police Department, there was no way to deter any type of water activity at the pond without updating the City's Code to address that particular issue.

Mayor Olivarri presented the second and final reading of Bill No 16-82 as presented. It was noted that Bill No.16-82 had been available for public review.

Following general discussions it was the general consensus of the Board to next consider the Bill on November 17, 2016, wherein language could be added to cover additional water activities.

RESOLUTION 2016-08. SUPPORTING MIDWEST MEDICAL TRANSPORT COMPANY LICENSURE FOR AMBULANCE TRANSPORT SERVICE WITHIN THE CITY LIMITS OF OSAGE BEACH.

Alderman Bethurem requested that the Resolution and Summary be corrected by removing the "s" from System"s".

Mayor Olivarri presented Resolution 2016-08. Alderman Bethurem moved to approve Resolution 2016-08 as presented. Alderman Marose seconded the motion which was voted on, and unanimously passed.

Motion to Approve Special Use Case 392: Relaxation, Inc.

City Planner Cary Patterson noted that the request for the Special Use Permit had been approved at the last Planning and Zoning Committee Meeting and was being brought forward to the Board for their approval. He further noted that should the Board approve the Special Use Permit then the applicant could move forward with the Building Permit phase.

A motion was made by Alderman Walker approving Special Use Case 392: Relaxation, Inc. – Special Use Permit to remodel a portion of a commercial structure into a residential dwelling unit within a commercial zone. The motion was seconded by Alderman Marose, voted on, and unanimously passed.

Motion to Accept Kahrs Family Properties Donation

City Administrator Woods explained that the City had been under a lease with the Kahrs since the 1980s and that with the acceptance of the donation of the billboard the City would take on the responsibility of permitting and electricity for the billboard. In response to Bethurem's inquiry as to the City's use of the billboard moving forward, Woods advised that the City would be looking into getting different skins for the billboard to highlight different City events, etc.

A motion was made by Alderman Bethurem accepting the Kahrs Family Properties donation to the City of Osage Beach of the billboard sign structure located on City Hall Property at 1000 City Parkway, Osage Beach, Missouri. The motion was seconded by Alderman Schmitt, voted on, and unanimously passed.

Communications from Members of the Board of Aldermen.

Alderman Bethurem. Jeff Bethurem stated that he was impressed with the new transportation foreman's work particularly noteworthy was the appearance of sidewalks due to maintenance and upkeep efforts.

Staff Communications.

City Administrator – Jeana Woods reported that the three Budget Work Sessions had concluded. A finalized budget should be ready to be sent out to Board Members around November 28th with a Bill introducing the 2017 Budget to be placed on the December 1st agenda.

Assistant City Administrator. Mike Welty reported that beginning November 7th City facilities would be decorated with a patriotic theme to honor veterans. Welty also highlighted the upcoming Veteran's Parade scheduled for Saturday, November 12th which would begin at City Hall and end at Elks Lodge. To date there are 69 entries with more expected. The Mayor noted the parade was a great, family-oriented event.

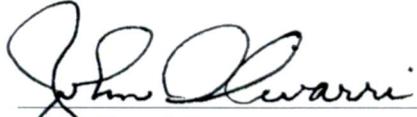
City Planner – Cary Patterson encouraged people to get the word out and to attending the November 9th Parkway West Study Meeting to be held at City Hall at 6 p.m. The Mayor noted that the City was acting as a facilitator and that the consultant would be conducting the study.

Public Works Director. – Nick Edelman gave an update on various projects. Edelman noted that with weather permitting the section of Nichols Road from Osage Beach Parkway to the Armory would be opened by the end of November. The remainder of Nichols Road was not expected to open until mid-spring.

There being no further business to come before the Board, the meeting adjourned at 6:40 p.m.

I, Cynthia Lambert, 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 November 3, 2016.


Cynthia Lambert, City Clerk


John Olivarri, Mayor