



REVISED 03/15/11

CITY OF OSAGE BEACH
BOARD OF ALDERMEN MEETING

1000 City Parkway
Osage Beach, MO 65065
573/302-2000 FAX 573/302-0528
Email: www.osagebeach.org

NOTICE OF OPEN MEETING

TENTATIVE AGENDA
REGULAR MEETING
March 17, 2011 – 6:30 P.M.
CITY HALL

******* Note: Make sure that your cell phone is turned off or on a silent tone only. Please sign the attendance sheet located at the podium if you desire to address the Board.**

CALL TO ORDER
Pledge of Allegiance
Roll Call

MAYOR'S COMMUNICATIONS

CITIZENS' COMMUNICATIONS

- This is a time set aside on the agenda for citizens and visitors to address the Mayor and Board on any topic that is not a public hearing. The Board will not take action on any item not listed on the agenda, but the Mayor and Board welcome and value input and feedback from the public. Speakers will be restricted to three minutes unless otherwise permitted. Minutes may not be donated or transferred from one speaker to another.

APPROVAL OF CONSENT AGENDA

If the Board desires, the consent agenda may be approved by a single motion.

- Minutes of 03/03/11 (Page 01)
- Bills (Page 04)
- Liquor License: (Page 16)
 1. Dorsey's Pit Stop
 2. Golden Agers Senior Center – Picnic License for 04/16/11
 3. **Dog Days (Corporate Name Change)**

UNFINISHED BUSINESS

None

NEW BUSINESS

- A. Public Hearing. Dogwood Animal Shelter Voluntary Annexation. (Page 18)
- B. Bill No. 11-13. Amended Dierbergs Osage Beach Tax Increment Financing Plan. First and Second Readings (Page 23)
- C. Resolution 2011-01. Resolution Concerning Annexation of Property. Missouri Department of Transportation. (Page 30)
- D. Bid Award. Waterline Relocation at Osage Beach Parkway South (Page 39)
- E. Bid Award. Slurry Seal (Page 40)
- F. Bill No. 11-12. Amendment to the 2011 Budget. First and Second Readings (Page 44)
- G. Bid Award. Sewer Line Repair at Hwy 54 Exp STA 392+00 (Page 46)
- H. Authorize Purchase of $\frac{3}{4}$ ton Pickup Truck for the Water Department (Page 48)
- I. Authorize the Sale of *A Town on Two Rivers* online at www.columbiabookonline.com (Page 51)
- J. Authorize Payment to Hutchins Telecom for Waterline Repair (Page 53)
- K. Proposed Contract Modification. Connecting Sewer Project (Page 55)**

COMMUNICATIONS FROM MEMBERS OF THE BOARD OF ALDERMEN

STAFF COMMUNICATIONS

EXECUTIVE SESSION. Notice is given that the agenda includes a roll call vote to close the meeting as allowed by RSMo. **Section 610.021(1)**, Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys; **RSMo. Section 610.021(2)** Leasing, purchase, or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefore, and **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.

ADJOURN

UNAPPROVED

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

March 3, 2011

The Board of Aldermen of the City of Osage Beach, Missouri, met to conduct a regular meeting on Thursday, March 3, 2011, at 6:30 p.m. at City Hall. The following were present: Mayor Penny Lyons, Alderman Lois Farmer, Alderman Dave Gasper, Alderman Steve Kahrs, Alderman John Olivarri, Alderman Kevin Rucker and Alderman Ron Schmitt. City Clerk Diann Warner was present and performed the duties of that office.

Mayor's Communications. Mayor Lyons reported that City Administrator Nancy Viselli, City Engineer Nick Edelman, Alderman John Olivarri and she toured the Callaway Nuclear Plant last week. She expressed her appreciation to Ameren Missouri for the tour. Mayor Lyons reported on the Pub Crawl and she thanked everyone for working together to make it successful. She also reported that there was a big turn out for the Polar Bear Plunge and she thanked everyone for attending and for their contributions.

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

Consent Agenda.

Alderman Rucker questioned whether the liquor license for Missouri Athletic Training Center met the established guidelines for allowing alcohol in the park. Brian Willey, Park Manager, explained that alcohol would only be available at certain events and tournaments but it would not be available at youth events at the park.

Alderman Schmitt moved to approve the consent agenda which includes minutes of the regular meeting held on February 17, 2011, the bill list as submitted and a liquor license to Missouri Athletic Training Center. Alderman Farmer seconded the motion which was voted on and unanimously passed.

Unfinished Business. None.

New Business.

Authorize Mayor to Execute Missouri Department of Transportation Voluntary Annexation Petition.

City Attorney Ed Rucker explained that the Missouri Department of Transportation requires the Mayor to execute the annexation petition before proceeding with the other steps in the annexation process. He added that this is not the usual manner in which voluntary petitions are submitted. City Attorney Rucker asked that Resolution 2011-01 be delayed until the next meeting.

Alderman Farmer moved to authorize Mayor Lyons to execute the annexation petition as recommended. Alderman Gasper seconded the motion which was voted on and unanimously passed.

Resolution 2011-01. Resolution Concerning Annexation of MoDOT Right of Way on the Expressway.

UNAPPROVED

This item was delayed until March 17, 2011 upon the advice of City Attorney Rucker.

Resolution 2011-02. Resolution Concerning Annexation of Dogwood Animal Shelter, Inc.

Resolution 2011-02 establishes a public hearing to be held on March 17, 2011 concerning the Dogwood Animal Shelter annexation petition.

Mayor Lyons presented Resolution 2011-02 by title only.

Alderman Olivarri moved to approve Resolution 2011-02 as presented. Alderman Kahrs seconded the motion which was voted on and unanimously passed.

Bid Award. Cleaning, Repairing, and Painting of Parkview Bay Water Tower.

The following bids were received:

Utility Service Co., Inc.	\$149,800.00
Preferred Tank & Tower	\$95,000.00
TMI Coating	\$198,500.00
Ozark Applicators	\$107,500.00
Maguire Iron	\$94,500.00
Classic Protective Coating	\$341,000.00
Caldwell Tanks	\$167,440.00

Budget amount was \$140,000 which is available in line item 30-00-774268.

Alderman Gasper moved to award the bid for cleaning, repairing, and painting of Parkview Bay Water Tower to the low bidder, Maguire Iron, in the amount of \$94,500.00. Alderman Schmitt seconded the motion which was voted on and unanimously passed.

Communications from Board Members.

Alderman Olivarri. John Olivarri thanked elected officials for attending the TIF public hearing last night. He said no one was present at the hearing to speak in favor of or in opposition to the Dierbergs TIF.

Alderman Farmer. Lois Farmer complimented Alderman Olivarri on the good job he did chairing the Dierbergs TIF public hearing.

Alderman Schmitt. Ron Schmitt reported on the census data for Camdenton and Osage Beach and said that Morgan, Miller and Camden counties had gained in population. He also presented some historical facts.

Staff Communications.

City Clerk. Diann Warner reported that the Lake of the Ozarks Convention and Visitor Bureau will hold their annual dinner on Thursday, March 24, 2011 at Camden on the Lake. Those interested in attending should contact her by March 17th.

UNAPPROVED

Police Chief. Dave Severson reported that \$202,916 was raised for Special Olympics which is an increase in the amount raised in 2010. He reported there were 610 plungers and 135 individuals participated in the strut. The number of strutters was 15 less than last year because he believed some people were not comfortable walking on a state highway. Alderman Kahrs offered the use of Sycamore Creek Golf Course for the strut next year.

Park Manager. Brian Willey reported that the City is competing with Branson and Springfield for a couple of tournaments. Alderman Kahrs questioned the condition of the fields and asked staff to see if funds are available to recondition the fields so that we could attract tournaments. Mayor Lyons asked for an estimate of revenues at the park and directed staff to look into the cost of reconditioning the fields.

Alderman Schmitt announced that one of the newspapers had a good profile on Building Official Ron White.

There being no further business to come before the Board, the meeting adjourned at 6:52.

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 3, 2011.

Diann Warner, City Clerk

Penny Lyons, Mayor

**CITY OF OSAGE BEACH
BILLS LIST
March 17, 2011**

Bills Paid Prior to Board Meeting	94,765.18
Payroll Paid Prior to Board Meeting	129,859.84
SRF Transfer Prior to Board Meeting	0.00
TIF Transfer Prior to Board Meeting	0.00
TIF Pilots Transfer Prior to Board Meeting	0.00
Bills Pending Board Approval	300,181.20
Total Expenses	<u>524,806.22</u>

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT		
NON-DEPARTMENTAL	General Fund	MO DEPT OF REVENUE	FEB CRIME VICTIMS COMPENSA	513.36		
		FAMILY SUPPORT PAYMENT CENTER	Case# 26v050500201	344.31		
		MO DEPT OF REVENUE	State Withholding	4,109.00		
		MO TREASURER BUDGET DIRECTOR	PC OFFCR STNDRDS TRNING	72.00		
		INTERNAL REVENUE SERVICE	Fed WH	12,437.22		
			FICA	5,070.62		
			Medicare	1,750.58		
		ICMA	Retirment 457 &	336.94		
			Retirement 457	1,821.00		
			Loan Repayments	1,120.00		
			Loan Repayments	862.61		
			401 Loan Payment	292.34		
			401 Loan Payment	247.56		
			Loan Repayments	225.63		
			Retirement Roth IRA	235.00		
		CADV	FEB BATTERD PERSN SHELTER	136.00		
		ONE TIME VENDOR	Bond Refund:090265488-01	50.50		
			TOTAL:	29,624.67		
		City Administrator	General Fund	INTERNAL REVENUE SERVICE	FICA	414.92
					Medicare	97.04
ICMA	Retirement 401			401.54		
AT & T MOBILITY-CELLS	CELL PHONE SERVICE			28.77		
	TOTAL:			942.27		
City Clerk	General Fund	INTERNAL REVENUE SERVICE	FICA	427.92		
			Medicare	100.07		
		ICMA	Retirement 401	387.72		
		MO STATE UNIVERSITY/MNGMT DEVELOPMNT I	MOCCFOA SPRING INST WARNER	205.00		
			MOCCFOA SPRING INST CLARK	205.00		
			TOTAL:	1,325.71		
City Treasurer	General Fund	INTERNAL REVENUE SERVICE	FICA	463.12		
			Medicare	108.31		
		ICMA	Retirement 401	448.19		
			TOTAL:	1,019.62		
Municipal Court	General Fund	INTERNAL REVENUE SERVICE	FICA	95.85		
			Medicare	22.42		
		ICMA	Retirement 401	92.76		
			TOTAL:	211.03		
City Attorney	General Fund	INTERNAL REVENUE SERVICE	FICA	272.58		
			Medicare	63.75		
		ICMA	Retirement 401	263.79		
			TOTAL:	600.12		
Building Inspection	General Fund	INTERNAL REVENUE SERVICE	FICA	373.27		
			Medicare	87.30		
		ICMA	Retirement 401	361.22		
		AT & T MOBILITY-CELLS	CELL PHONE SERVICE	78.22		
			TOTAL:	900.01		
Building Maintenance	General Fund	AMEREN MISSOURI	CITY HALL BLDGING	3,284.07		
		ALLIED WASTE SERVICES #435	TRASH SERVICE CITY HALL	244.85		
		BANKCARD CENTER 7433	UTILITY BOX LOCK	52.00		

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			TOTAL:	3,580.92
Parks	General Fund	AMEREN MISSOURI	CITY PARK #2 DISPLAY C	9.82
			FISH HATCHERY RD SOCCER FI	18.61
			CITY PARK #2 DISPLAY D	9.82
			FISH HATCHERY RD BALL FIEL	740.28
			CITY PARK #2 DISPLAY B	9.33
			CITY PARK #2 DISPLAY A	9.33
			CITY PARK #2 IRRIGATION PU	9.82
		MO DEPT OF NATURAL RESOURCES	DNR ADMINISTRATION FEE	100.00
		INTERNAL REVENUE SERVICE	FICA	246.91
			Medicare	57.74
		ICMA	Retirement 401	209.90
		AT & T MOBILITY-CELLS	CELL PHONE SERVICE	63.07
			TOTAL:	1,484.63
Human Resources	General Fund	INTERNAL REVENUE SERVICE	FICA	117.78
			Medicare	27.54
		KING, RICK	REIMB LUNCHESES	16.39
		ICMA	Retirement 401	113.98
			TOTAL:	275.69
Police	General Fund	BANKCARD CENTER 3770	LICENSE CHIEFS VEHICLE	75.52
		WALMART COMMUNITY BRC	BATTERIES	20.47
			30 W IRON, 16 PC HEX KEY	10.97
		INTERNAL REVENUE SERVICE	FICA	3,103.51
			Medicare	725.82
		ICMA	Retirement 401	2,985.84
		AT & T MOBILITY-CELLS	CELL PHONE SERVICE	203.09
			TOTAL:	7,125.22
911 Center	General Fund	BANKCARD CENTER 3770	MO INTEROPERABLE COMM CONF	100.00
		WALMART COMMUNITY BRC	LEMON TRIG, SWIF 24 CT	11.91
		INTERNAL REVENUE SERVICE	FICA	829.29
			Medicare	193.95
		ICMA	Retirement 401	802.55
		LUTTRELL, ANGELA	REIMB 401 OVERPAYMENT	327.18
		AT & T MOBILITY-CELLS	CELL PHONE SERVICE	4.11
			TOTAL:	2,268.99
Planning	General Fund	INTERNAL REVENUE SERVICE	FICA	268.39
			Medicare	62.77
		ICMA	Retirement 401	259.74
		AT & T MOBILITY-CELLS	CELL PHONE SERVICE	28.45
			TOTAL:	619.35
Engineering	General Fund	INTERNAL REVENUE SERVICE	FICA	580.18
			Medicare	135.70
		ICMA	Retirement 401	434.01
		AT & T MOBILITY-CELLS	CELL PHONE SERVICE	72.93
			TOTAL:	1,222.82
Information Technology	General Fund	INTERNAL REVENUE SERVICE	FICA	291.47
			Medicare	68.17
		ICMA	Retirement 401	282.07
		AT & T MOBILITY-CELLS	CELL PHONE SERVICE	68.44

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
		VERIZON WIRELESS	FEB SERVICE	86.02
			TOTAL:	796.17
NON-DEPARTMENTAL	Transportation	MO DEPT OF REVENUE	State Withholding	354.18
		INTERNAL REVENUE SERVICE	Fed WH	1,148.62
			FICA	475.23
			Medicare	164.07
		ICMA	Retirement 457	50.00
			Loan Repayments	34.92
			TOTAL:	2,227.02
Transportation	Transportation	AMEREN MISSOURI	STREET LIGHTS	2,902.48
			STREET LIGHTS	935.67
		WALMART COMMUNITY BRC	JERSEY GLOVES, COUGH DROPS	9.48
		ALLIED WASTE SERVICES #435	TRASH SERVICE PUBLIC WORKS	81.62
		AMEREN MISSOURI	PASSOVER RD LIGHTING CONTR	99.66
			KETTERLIN IND PK	201.05
			KETTERLIN IND PK STORAGE F	66.65
		INTERNAL REVENUE SERVICE	FICA	701.55
			Medicare	164.07
		ICMA	Retirement 401	678.92
		CAMDEN COUNTY RECORDER OF DEEDS	EASEMENT - PASSOVER RD	48.00
		DOMENICO'S	WATER DAMAGE REIMB	4,304.79
		PETTY CASH	MEAL - SNOW REMOVAL	47.28
			QUARTERS FOR CAR WASHES	13.00
		AT & T MOBILITY-CELLS	CELL PHONE SERVICE	28.53
			TOTAL:	10,282.75
NON-DEPARTMENTAL	Water Fund	MO DEPT OF REVENUE	State Withholding	175.35
		INTERNAL REVENUE SERVICE	Fed WH	540.84
			FICA	251.22
			Medicare	86.73
		ICMA	Retirement 457	12.50
			Loan Repayments	31.61
			Loan Repayments	67.09
			401 Loan Payment	64.32
			401 Loan Payment	75.98
			Loan Repayments	68.06
			TOTAL:	1,373.70
Water	Water Fund	AMEREN MISSOURI	COLUMBIA COLLEGE WELL	1,829.59
		WALMART COMMUNITY BRC	JERSEY GLOVES, COUGH DROPS	9.48
		ALLIED WASTE SERVICES #435	TRASH SERVICE PUBLIC WORKS	81.62
		AMEREN MISSOURI	PARKVIEW WELL	588.69
			BLUFF RD WATER TOWER	374.95
			HOLIDAY SHORES WELL	98.03
			KETTERLIN IND PK	201.05
			COLUMBIA COLLEGE TOWER	192.36
		RICHARDS, RON	MILEAGE REIMB 02/23-03/01/	20.81
		INTERNAL REVENUE SERVICE	FICA	370.84
			Medicare	86.74
		POSTMASTER	MARCH UTILITY BILL MAILING	315.00
		ICMA	Retirement 401	359.29
		BRIZENDINE, TERRY	MILEAGE REIMB 02/16-02/23/	12.24
		DUNHAM, LOYD	MILEAGE REIMB 02/23-03/01/	117.30
		PETTY CASH	WATER SAMPLE POSTAGE	2.58

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			TRUCK WASH #69	4.00
			POSTAGE	2.58
			TRUCK WASH #51	5.00
			STORAGE BOXES	5.82
		AT & T MOBILITY-CELLS	CELL PHONE SERVICE	68.70
		RUBLE, JUSTIN	MILEAGE REIMB 02/16-02/23/	17.34
			TOTAL:	4,764.01
NON-DEPARTMENTAL	Sewer Fund	MO DEPT OF REVENUE	State Withholding	382.47
		INTERNAL REVENUE SERVICE	Fed WH	1,249.90
			FICA	518.00
			Medicare	178.84
		ICMA	Retirement 457	32.50
			Loan Repayments	164.62
			Loan Repayments	100.91
			401 Loan Payment	108.67
		CAMDEN COURT	Case #07CM-AC00640	127.46
			TOTAL:	2,863.37
Sewer	Sewer Fund	AMEREN MISSOURI	GRINDER PUMPS & LIFT STATI	3,334.09
			GRINDER PUMPS & LIFT STATI	2,016.04
			GRINDER PUMPS & LIFT STATI	5,495.91
		WALMART COMMUNITY BRC	JERSEY GLOVES, COUGH DROPS	9.48
		ALLIED WASTE SERVICES #435	TRASH SERVICE PUBLIC WORKS	81.61
		AMEREN MISSOURI	WINDGATE BLDG SEWER	221.17
			5304 BROADWATER DAY SEWER	10.43
			1003 BLUFF GRINDER PUMP	10.36
			PASSOVER RD SEWER	25.31
			COBBLESTONE DR LIFT STATIO	53.16
			4019 54 HWY GRINDER PUMP	9.70
			3797 54 HWY PUMP	13.93
			PASSOVER RD LIFT STATION	216.99
			PRAIRIE HOLLOW RD LIFT STA	20.47
			KETTERLIN IND PK	201.05
		INTERNAL REVENUE SERVICE	FICA	764.66
			Medicare	178.83
		OWENS, BRIAN	MILEAGE REIMB 02/23-03/01/	10.81
		POSTMASTER	MARCH UTILITY BILL MAILING	315.00
		ICMA	Retirement 401	740.43
		MCELROY, SHAWN	MILEAGE REIMB 02/16-02/22/	148.51
		PETTY CASH	POSTAGE	9.60
			POSTAGE - SAFETY FILS	2.75
			TRUCK WASH #60	4.00
			TRUCK WASH #67	4.00
			EMERGENCY REPAIR PREWITT	67.23
		AT & T MOBILITY-CELLS	CELL PHONE SERVICE	32.78
			TOTAL:	13,998.30
NON-DEPARTMENTAL	Ambulance Fund	MO DEPT OF REVENUE	State Withholding	366.00
		INTERNAL REVENUE SERVICE	Fed WH	1,223.40
			FICA	433.46
			Medicare	149.65
			TOTAL:	2,172.51
Ambulance	Ambulance Fund	WALMART COMMUNITY BRC	55G CONTR, 50FT HD HOSE	25.13
			SPLENDA, SUGAR, BSL PF BGL	49.89

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
		INTERNAL REVENUE SERVICE	FICA	639.87
			Medicare	149.65
		ICMA	Retirement 401	528.00
		AT & T MOBILITY-CELLS	CELL PHONE SERVICE	84.86
			TOTAL:	1,477.40
NON-DEPARTMENTAL	Lee C. Fine Airpor	MO DEPT OF REVENUE	State Withholding	119.40
		INTERNAL REVENUE SERVICE	Fed WH	425.20
			FICA	188.87
			Medicare	65.21
		ICMA	Retirment 457 &	111.31
			Loan Repayments	16.89
			TOTAL:	926.88
Lee C. Fine Airport	Lee C. Fine Airpor	ALLIED WASTE SERVICES #435	TRASH SERVICE LCF AIRPORT	113.10
		AMEREN MISSOURI	1111 LEE C FINE RD WELL	9.33
			KAISER TERMINAL BUILDING	343.47
			NEW AIRPORT HANGAR	81.33
		INTERNAL REVENUE SERVICE	FICA	278.80
			Medicare	65.21
		ICMA	Retirement 401	260.65
			TOTAL:	1,151.89
NON-DEPARTMENTAL	Grand Glaize Airpo	MO DEPT OF REVENUE	State Withholding	104.60
		INTERNAL REVENUE SERVICE	Fed WH	341.57
			FICA	174.96
			Medicare	60.39
		ICMA	Retirment 457 &	74.20
			TOTAL:	755.72
Grand Glaize Airport	Grand Glaize Airpo	CITY OF OSAGE BEACH	FEB UTILITY BILL	61.63
		ALLIED WASTE SERVICES #435	TRASH SERVICE G G AIRPORT	115.74
		INTERNAL REVENUE SERVICE	FICA	258.26
			Medicare	60.39
		ICMA	Retirement 401	249.94
		AT & T MOBILITY-CELLS	CELL PHONE SERVICE	28.45
			TOTAL:	774.41

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
===== FUND TOTALS =====				
10	General Fund			51,997.22
20	Transportation			12,509.77
30	Water Fund			6,137.71
35	Sewer Fund			16,861.67
40	Ambulance Fund			3,649.91
45	Lee C. Fine Airport Fund			2,078.77
47	Grand Glaize Airport Fund			1,530.13

	GRAND TOTAL:			94,765.18

TOTAL PAGES: 6

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
Municipal Court	General Fund	WASHBURN, WILLIAM F	MUNICIPAL COURT JUDGE FEES	1,679.16
			TOTAL:	1,679.16
Building Inspection	General Fund	QUILL	HP DUAL PACK CTGS	216.47
		FLEET ONE	BLDG DEPT FUEL	45.26
			BLDG DEPT CAR WASH	4.00
			BLDG DEPT FUEL	112.39
		O'REILLY AUTO PARTS	WIPER BLADES	13.46
			TOTAL:	391.58
Building Maintenance	General Fund	ELECTRONICS UNLIMITED	ADD DATA & PHONE - AMB OFF	143.33
		GB MAINTENANCE SUPPLY	M-FOLD TOWELS	105.72
			BROOM CLIPS, BROOMS, DUST	75.82
		PRAIRIEFIRE COFFEE & ROASTERS	COFFEE, STIRSTIX, HOT CHOC	228.79
			WATER COOLER RENTAL	38.51
		SHANNON PAINTER DBA B & H CLEANING	CLEANING SERVICES	1,416.66
		GEO-ENTERPRISES, INC	REPLC SEAL, IMPELLER, COUP	1,372.92
			TOTAL:	3,381.75
Parks	General Fund	EZARD'S ACE HARDWARE	TAPE MEASURE	16.49
			KEYS	3.57
		FLEET ONE	PARKS FUEL	61.83
			PARKS FUEL	60.85
		AIRGAS MID AMERICA	WELDING NOZZLE	47.05
		O'REILLY AUTO PARTS	COUPLER LOCK	22.99
			BUNGEE ASST, STARTR FLUID	13.78
			MOTOR OIL	15.98
			MOTOR OIL	15.98
			MOTOR OIL	9.98
			HITCH PINS	16.47
		CWD SUPPLY	BOLTS, NUTS, WASHERS	8.44
		DAM STEEL SUPPLY	FLAT BAR	89.50
			TOTAL:	350.95
Overhead	General Fund	XEROX CORP	FEB BASE CHARGE	547.32
		TRAVELERS	PROPERTY INSURANCE	16,123.33
			TOTAL:	16,670.65
Police	General Fund	FLEET ONE	PUBLIC SAFETY FUEL	1,265.30
			PUBLIC SAFETY CAR WASH	108.00
			PUBLIC SAFETY FUEL	1,345.42
			PUBLIC SAFETY CAR WASH	46.00
		GULF STATE DISTRIBUTING INC	AMMUNITION	1,734.00
			AMMUNITION	2,900.00
		MO POLICE CHIEFS ASSC	SCHOOL RESOURCE OFFCER CON	175.00
		SIRCHIE FINGER PRINT LABORATORIES	EVIDENCE COLLECTN JARS & B	58.73
		O'REILLY AUTO PARTS	WIPER BLADES	22.99
		LAKE CLEANERS	UNIFORM CLEANING	325.00
		LAKE AREA NARCOTICS ENFORCEMENT GROUP	MEMBERSHIP FEES	8,500.00
		LARRY'S LAKESIDE AUTO REPAIR INC	OIL CHG, ROTATE TIRES #FD3	61.93
			WHEEL HUB, CK HEATER #FD3J	291.98
			TIRE REPAIR	8.00
			OIL CHG, MOUNT, BAL, DSPOS	97.10
		PAUL'S CASH SAVER #602	MAJOR CASE SQUAD DRINKS	10.43
		LYNN PEAVEY COMPANY	CANS SK 1 QT METAL ARSON 4	17.75
		PSE INSTALLATION	REPAIRS #24, 33 & 34	50.00

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			INSTALL COAX, CHG RADIO PD	60.00
		DIGITAL ALLY	4 GB COMPACT FLASH CARD	35.50
		MISSOURI OFFICE OF PROSECUTION SERVICE	DWI/TRAFFIC SAFETY CONF	150.00
		SOUTHERN UNIFORM & EQUIPMENT	UNIFORMS	972.86
			UNIFORMS	2,273.67
			NAME BAR	13.50
			UNIFORMS	64.39
		STAPLES ADVANTAGE	MOBILE SCANNER	91.49
			TONER, PENS, PPR CLPS, LAN	177.60
		DATA COMM INC	CUST STAMP	24.25
		ALPHAGRAPHICS	BUSINESS CHECK "NIGHT EYES	116.00
		FRIENDS OF ANIMALS HUMANE SOCIETY INC	DOG FOOD	70.00
		CURATORS OF THE UNIVERSITY OF MISSOURI	GANG ID & INTERDCTN IN RUR	50.00
			TOTAL:	21,116.89
911 Center	General Fund	WIRELESS USA INC	MARCH SERVICE	225.00
			PAGER REPAIR	159.50
			TOTAL:	384.50
Planning	General Fund	BANKCARD CENTER 3333	OIL CHG CP-1	37.28
			SKITTY, ORKRUNCHY20	15.37
			CANTALOUPE, LETTUCE, APPLE	3.46
		QUILL	PENS	27.22
		FLEET ONE	PLANNING FUEL	84.32
			TOTAL:	167.65
Engineering	General Fund	QUILL	PENS	16.71
		FLEET ONE	CITY ENG FUEL	131.00
		PSE INSTALLATION	ROCKER SWITCHES #2	70.00
		AMERICAN PUBLIC WORKS ASSOC	MEMBERSHIP - NICK	119.00
			TOTAL:	336.71
Information Technology	General Fund	STAPLES ADVANTAGE	DUST DESTROYR, PNY 1GB DDR2	191.94
		CDW GOVERNMENT INC	ANTIVIRUS & BACKUP SOFTWARE	3,450.00
		MO STATE AGENCY FOR SURPLUS	COMPUTERS & SERVERS	150.00
		PUBLIC ENGINES INC DBA CRIMEREPORTS	CRIMEREPORTS.COM SUBSCRIPT	294.00
			TOTAL:	4,085.94
Economic Development	General Fund	WAYNE MANUFACTURING CO	WELCOME FLAG BANNERS	3,237.13
		LAKE SUN LEADER 81525 & 1586450	DIERBERGS AMENDED TIF	148.50
		GILMORE & BELL	DIERBERGS TIF PLAN	23,952.00
		JOY A HOWARD DBA	FEB DIERBERGS TIF	420.00
			TOTAL:	27,757.63
Transportation	Transportation	EZARD'S ACE HARDWARE	36" PICKUP TOOL	17.99
			HARDWARE	14.90
		FLEET ONE	TRANS FUEL	448.32
			TRANS FUEL	380.49
		GB MAINTENANCE SUPPLY	SANITIZERS	24.25
			PAPER TOWELS	26.11
		HDR INC	HWY 54 LIGHTNG KK TO LAZY	805.00
		HAWKEN BODY SHOP INC	FRONT BUMPER #61	218.38
		PHILLIPS MCELYEA LAND TITLE INC	TITLE SEARCHES & REPORT	500.00
		CAMDEN COUNTY RECORDER OF DEEDS	COVE RD COPIES	34.00
			FAX FEES	11.00
		CROWN POWER & EQUIPMENT	RESERVOIR	28.72

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
		SHERWIN-WILLIAMS	PAINT, CAULK, DRPCLTH, CVR	37.67
		AMERICAN PUBLIC WORKS ASSOC	MEMBERSHIP - RANDY	119.00
		TRAVELERS	PROPERTY INSURANCE	4,186.46
		JAMES H DREW CORP	PARKWAY SOUTH LIGHTING	17,782.57
		UNIFIRST CORPORATION	STREET DEPT UNIFORMS	30.08
			STREET DEPT FLOOR MATS	5.00
			STREET DEPT UNIFORMS	30.08
			STREET DEPT FLOOR MATS	5.00
		CARGILL INC	BULK ICE CONTROL	1,698.68
			BULK ICE CONTROL	1,720.74
			BULK ICE CONTROL	1,674.04
			BULK ICE CONTROL	5,010.43
			BULK ICE CONTROL	1,668.85
		CONCRETE ENGINEERING LLC	OB10-005 DUDE RANCH SIDEWL	34,635.95
		STRAIT-LINE CONSTRUCTION USA INC	OB10-023 STORM DRAINAGE IM	5,053.65
		AMERICAN TOWING	PLOW TRUCK TOWED-CASE RD	150.00
			PLOW TRUCK TOWED-FORRESTER	250.00
			PLOW TRUCK TOWED-BEACH DR	100.00
			PLOW TRUCK TOWED-PASSOVER	100.00
			PLOW TRUCK TOWED-LAZY DAYS	150.00
			PLOW TRUCK TOWED-PASSOVER	250.00
			PLOW TRUCK TOWED-CASE RD	75.00
			PLOW TRUCK TOWED-SKI DR	150.00
			TOTAL:	77,343.86
Water	Water Fund	USA BLUE BOOK	PH TESTR ELECTRODE	76.01
			PH TESTR DUAL DISPLY PH &	119.71
		MARK'S MOBILE GLASS, INC	WINDSHIELD #51	150.00
		MCDUFFEY LAB	DRINKING WATER ANALYSIS	25.00
			BACTERIOLOGICAL WATER ANAL	25.00
		EZARD'S ACE HARDWARE	SHOP TOWELS, THREAD SEAL T	11.54
			WAX REMOVER, MOP, MOPHEAD	21.27
			ELECTRICAL SUPPLIES, FASTE	4.58
		FLEET ONE	WATER FUEL	258.08
			WATER FUEL	311.87
		GB MAINTENANCE SUPPLY	SANITIZERS	24.25-
			BARE BONES STRIPPER	80.16
		HDR INC	HWY 42 WTR ALGNMNT ANALYSIS	1,301.25
		HACH CO	FCHLORINE STRIPS	51.13
			FLUORIDE, REAGENT	415.01
		SCHULTE SUPPLY INC	2" REGISTERS FOR PROREAD	314.28
			METER INTERFACE	1,341.00
		O'REILLY AUTO PARTS	WIPER BLADES	9.48
			SOCKET	3.99
			GLASS CLEANER	3.99
		SHERWIN-WILLIAMS	PAINT, CAULK, DRPCLTH, CVR	37.67
		AMERICAN PUBLIC WORKS ASSOC	MEMBERSHIP - RON	119.00
		HD SUPPLY WATERWORKS LTD	PVC PIPE, TUFGRIPS, 45 BEN	2,634.02
			METER TILE & BOXES, ADPTR	255.18
			PVC PIPE, TUFGRIPS	1,060.96-
		TRAVELERS	PROPERTY INSURANCE	19,251.74
		DATA FLOW	DISCONNECT NOTICES	68.06
		UNIFIRST CORPORATION	WATER DEPT UNIFORMS	30.62
			WATER DEPT FLOOR MATS	5.00
			WATER DEPT UNIFORMS	28.04
			WATER DEPT FLOOR MATS	5.00

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
		HUTCHINS TELECOM LLC	REPAIR WATER LINE BREAK	25,695.90
			TOTAL:	51,568.37
Sewer	Sewer Fund	PURCELL TIRE CO	TIRES & ALIGNMENT #71	348.87
		MCDUFFEY LAB	E COLI ANALYSIS	50.00
			E COLI & FECAL ANALYSIS	75.00
			E COLI ANALYSIS	35.00
		AMOS SEPTIC SERVICE INC	PUMPOUT LIFT STATIONS	2,070.00
			PUMPOUT LIFT STATIONS	690.00
			PUMPOUT LIFT STATIONS	2,245.00
		EZARD'S ACE HARDWARE	HAND TOOLS/ACCS, TAP CARDE	29.16
			PATCH & COAT	6.98
			HARDWARE	29.94
			FASTENERS	3.78
			ELECTRICAL SUPPLIES	11.49
		RP LUMBER INC	COIL CHAIN	97.99
		FLEET ONE	SEWER FUEL	369.39
			SEWER FUEL	351.62
		GB MAINTENANCE SUPPLY	SANITIZERS	24.25-
		HDR INC	OB05-024 AIRPORT/WESTSIDE	16,289.53
			HWY 42 WTR ALGNMNT ANLYSIS	1,301.25
		TALLMAN COMPANY	TORCH BLADES	18.55
		LAKE SUN LEADER 81525 & 1586450	SEWER LINE RELOCATE INVITA	279.00
		CONSOLIDATED ELECTRICAL DISTR, INC	LD-CNTR BOX&INT, 120/240V-	35.67
		BOWLING ELECTRIC MACHINE	CAPACITORS	200.00
		SHERWIN-WILLIAMS	PAINT, CAULK, DRPCLTH, CVR	37.67
		AMERICAN PUBLIC WORKS ASSOC	MEMBERSHIP - RICK	119.00
		HD SUPPLY WATERWORKS LTD	PVC BALL VALVE	40.00
			CPLGS	49.21
		TRAVELERS	PROPERTY INSURANCE	21,979.87
		PRECISION AUTO & TIRE SERVICE LLC	FUSE BOX, DASH CLUSTER #67	1,091.54
		JCI	PUMP REPAIR #0193942	995.00
			PUMP REPAIR #0259137	995.00
			PUMP REPAIR #L53286	4,576.00
			PUMP REPAIR #F41883	4,597.00
			PUMP REPAIR #0261225	1,487.00
			PUMP REPAIR #0093139	995.00
			PUMP REPAIR #0259133	995.00
			PUMP REPAIR #05115225	1,489.00
			PUMP REPAIR #0242030	1,148.27
			PUMP REPAIR #0164263	995.00
			PUMP REPAIR #0242033	995.00
		IMPERIAL INDUSTRIES INCORPORATED	3" ID REINFORCED BLACK HOS	159.46
		UNIFIRST CORPORATION	SEWER DEPT UNIFORMS	41.02
			SEWER DEPT FLOOR MATS	4.99
			SEWER DEPT UNIFORMS	41.02
			SEWER DEPT FLOOR MATS	4.99
		KEYSTONE EXCAVATING LLC	RELOCATE SEWER LINE	12,311.82
			TOTAL:	79,661.83
Ambulance	Ambulance Fund	FLEET ONE	AMB FUEL	103.52
			AMB FUEL	65.08
		TRAVELERS	PROPERTY INSURANCE	2,077.66
		AMBULANCE REIMBURSEMENT SYSTEMS INC	AMBULANCE BILLING FEES	472.47
		STERICYCLE INC	FEB BIOHAZARD DISPOSAL	22.27
		FERNO-WASHINGTON INC	STAIR CHAIRS	3,849.00

City of Osage Beach
 1000 City Parkway
 Osage Beach, MO 65065
 573/302-2000 Phone
 573/302-0528 Fax
www.osagebeach.org



Planning Dept. _____
 Sewer Dept.: _____
 License #: _____

LIQUOR LICENSE APPLICATION

MAR 07 2011
du

Date of Application: 3-1-11 Date Application Received: _____
 Trade Name of Establishment: Dorsey's Pit Stop
 Mailing Address: 5682 Alona Point Osage Beach, Mo 65065
 Applicant Name: James M. and Christy L. Simpson
 (as it is to appear on license, if corporation, name of corporation and managing officer)

- Original Applications: Submit a copy of your Missouri voter registration card & background check performed by the Missouri State Patrol along with your application.
 Renewal Applications: Submit completed application only. (Background checks and voter registration documents do not need to be submitted with renewals.)

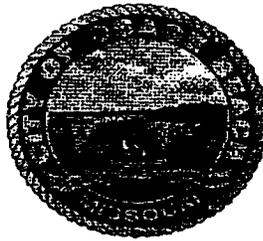
Item	Fee	License Description	City Code
a.	375.00	Manufacture and distribution (not sales) of intoxicating malt liquor not more than 5% alcohol by weight.	MDBWT
b. ___	150.00	Distribution or wholesale of intoxicating liquors not more than 5% alcohol by weight.	DBLQWT
c. ___	300.00	Manufacture or distilling of intoxicating liquors in excess of 5% alcohol by weight.	MLQWT
d. ___	750.00	Distribution or wholesale of intoxicating liquors in excess of 5% alcohol by weight.	DLQWT
e. ___	375.00	Retail sales of intoxicating liquors not more than 5% alcohol by weight in original package to be consumed on premises. (Includes Sunday Sales.)	BPR
f. ___	375.00	Retail sales of intoxicating liquors not more than 5% alcohol by weight in original package not to be consumed on premises. (Includes Sunday Sales.)	BPK
g. ___	450.00	Retail sales of intoxicating liquors in excess of 5% alcohol by weight to be consumed on premises.	LDRK1
h. ___	750.00	Retail sales of intoxicating liquors in excess of 5% alcohol by weight to be consumed on premises. (Includes Sunday Sales.)	LDRK2
i. ___	150.00	Retail sales of intoxicating liquors in excess of 5% alcohol by weight in original package not to be consumed or opened on premises.	LPKG1
112.50 j. <input checked="" type="checkbox"/>	450.00	Retail sales of intoxicating liquors in excess of 5% alcohol by weight in original package not to be consumed or opened on premises. (Includes Sunday Sales.)	LPKG2
k. ___	75.00	Retail sales of malt liquor not more than 5% alcohol by weight /or light wines containing in excess of 14% alcohol by weight.	BWDRK1
93.75 l. <input checked="" type="checkbox"/>	375.00	Retail sales of malt liquor in excess of 5% alcohol by weight /or light wines containing in excess of 14% alcohol by weight. (Includes Sunday Sales.)	BWDRK2
m. ___	300.00	Sunday Liquor Sales	LSUN
n. ___	15.00	*Caterer per day.	CTLQDY
o. ___	10.00	Picnic per day.	PCLQDY
p. ___	N/C	Change of managing officer.	MGO
q. ___	N/C	Wine tasting.	WTG

* If you are applying for a Caterer per day license you must state the event name, location, time and date of event.

Dorsey's Pit Stop 3/17/11

All renewal applications must be received by May 1st.

City of Osage Beach
 1000 City Parkway
 Osage Beach, MO 65065
 573/302-2000 Phone
 573/302-0528 Fax
 www.osagebeach.org



Planning Dept.: (initials)
 Sewer Dept.: (initials)
 License #: 3-4-11
✓ 2213

LIQUOR LICENSE APPLICATION

Date of Application: 3/3/2011 Date Application Received: 3-4-11
 Trade Name of Establishment: Golden Age Center (Senior Center)
501613
 Mailing Address: P.O. Box 113, Osage Beach, MO 65065
 Applicant Name: Golden Age Center, Ron Haley Director
 (as it is to appear on license, if corporation, name of corporation and managing officer)

- Original Applications: Submit a copy of your Missouri voter registration card & background check performed by the Missouri State Patrol along with your application.
- Renewal Applications: Submit completed application only. (Background checks and voter registration documents do not need to be submitted with renewals.)

Item	Fee	License Description	City Code
a. ___	375.00	Manufacture and distribution (not sales) of intoxicating malt liquor not more than 5% alcohol by weight.	MDBWT
b. ___	150.00	Distribution or wholesale of intoxicating liquors not more than 5% alcohol by weight.	DBLQWT
c. ___	300.00	Manufacture or distilling of intoxicating liquors in excess of 5% alcohol by weight.	MLQWT
d. ___	750.00	Distribution or wholesale of intoxicating liquors in excess of 5% alcohol by weight.	DLQWT
e. ___	375.00	Retail sales of intoxicating liquors not more than 5% alcohol by weight in original package to be consumed on premises. (Includes Sunday Sales.)	BPR
f. ___	375.00	Retail sales of intoxicating liquors not more than 5% alcohol by weight in original package not to be consumed on premises. (Includes Sunday Sales.)	BPK
g. ___	450.00	Retail sales of intoxicating liquors in excess of 5% alcohol by weight to be consumed on premises.	LDRK1
h. ___	750.00	Retail sales of intoxicating liquors in excess of 5% alcohol by weight to be consumed on premises. (Includes Sunday Sales.)	LDRK2
i. ___	150.00	Retail sales of intoxicating liquors in excess of 5% alcohol by weight in original package not to be consumed or opened on premises.	LPKG1
j. ___	450.00	Retail sales of intoxicating liquors in excess of 5% alcohol by weight in original package not to be consumed or opened on premises. (Includes Sunday Sales.)	LPKG2
k. ___	75.00	Retail sales of malt liquor not more than 5% alcohol by weight /or light wines containing in excess of 14% alcohol by weight.	BWDRK1
l. ___	375.00	Retail sales of malt liquor in excess of 5% alcohol by weight /or light wines containing in excess of 14% alcohol by weight. (Includes Sunday Sales.)	BWDRK2
m. ___	300.00	Sunday Liquor Sales	LSUN
n. ___	15.00	*Caterer per day.	CTLQDY
o. <input checked="" type="checkbox"/>	10.00	Picnic per day. <u>APRIL 16th, 2011</u>	PCLQDY
p. ___	N/C	Change of managing officer.	MGO
q. ___	N/C	Wine tasting.	WTG

* If you are applying for a Caterer per day license you must state the event name, location, time and date of event.
Steve Kuhns 3/2/11

All renewal applications must be received by May 1st.

City of Osage Beach
 1000 City Parkway
 Osage Beach, MO 65065
 573/302-2000 Phone
 573/302-0528 Fax
 www.osagebeach.org



✓ 5055
 Planning Dept.: _____
 Sewer Dept.: P
 License #: _____

LIQUOR LICENSE APPLICATION

Date of Application: 3/15/11 Date Application Received: MAR 15 2011

Trade Name of Establishment: Day Days Bar and Grill

Mailing Address: 1232 Jeffries Rd. Osage Beach, MO 65065

Applicant Name: Day Days, LLC Mark Barrett 216-0273
 (as it is to appear on license, if corporation, name of corporation and managing officer)

- Original Applications: Submit a copy of your Missouri voter registration card & background check performed by the Missouri State Patrol along with your application.
- Renewal Applications: Submit completed application only. (Background checks and voter registration documents do not need to be submitted with renewals.)

Item	Fee	License Description	City Code
a. ___	375.00	Manufacture and distribution (not sales) of intoxicating malt liquor not more than 5% alcohol by weight.	MDBWT
b. ___	150.00	Distribution or wholesale of intoxicating liquors not more than 5% alcohol by weight.	DBLQWT
c. ___	300.00	Manufacture or distilling of intoxicating liquors in excess of 5% alcohol by weight.	MLQWT
d. ___	750.00	Distribution or wholesale of intoxicating liquors in excess of 5% alcohol by weight.	DLQWT
e. ___	375.00	Retail sales of intoxicating liquors not more than 5% alcohol by weight in original package to be consumed on premises. (Includes Sunday Sales.)	BPR
f. ___	375.00	Retail sales of intoxicating liquors not more than 5% alcohol by weight in original package not to be consumed on premises. (Includes Sunday Sales.)	BPK
g. ___	450.00	Retail sales of intoxicating liquors in excess of 5% alcohol by weight to be consumed on premises.	LDRK1
h. <u>X</u>	750.00	Retail sales of intoxicating liquors in excess of 5% alcohol by weight to be consumed on premises. (Includes Sunday Sales.)	LDRK2
i. ___	150.00	Retail sales of intoxicating liquors in excess of 5% alcohol by weight in original package not to be consumed or opened on premises.	LPKG1
j. ___	450.00	Retail sales of intoxicating liquors in excess of 5% alcohol by weight in original package not to be consumed or opened on premises. (Includes Sunday Sales.)	LPKG2
k. ___	75.00	Retail sales of malt liquor not more than 5% alcohol by weight /or light wines containing in excess of 14% alcohol by weight.	BWDRK1
l. ___	375.00	Retail sales of malt liquor in excess of 5% alcohol by weight /or light wines containing in excess of 14% alcohol by weight. (Includes Sunday Sales.)	BWDRK2
m. ___	300.00	Sunday Liquor Sales	LSUN
n. ___	15.00	*Caterer per day.	CTLQDY
o. ___	10.00	Picnic per day.	PCLQDY
p. ___	N/C	Change of managing officer.	MGO
q. ___	N/C	Wine tasting.	WTG

375.00

* If you are applying for a Caterer per day license you must state the event name, location, time and date of event.

Corporate Name Change

All renewal applications must be received by May 1st.

Submission Date: March 11, 2011

Submitted By: City Planner

Board Meeting Date: March 17, 2011

**City of Osage Beach
BOARD OF ALDERMEN
AGENDA ITEM SUMMARY SHEET**

Description of Item:

Dogwood Animal Shelter Voluntary Annexation

Names of Persons, Businesses, Organizations affected by this action:

The City and its Citizens and Dogwood Animal Shelter

Why is Board Action Required?

Only the Board has the authority to enact ordinances.

Type of Action Requested (Ordinance, Resolution, Motion):

Public Hearing for voluntary annexation

Are there any deadlines associated with this action?

The public hearing will be held on March 17, 2011. The annexation may be complete if no written objections are received during the fourteen day period following the public hearing.

Comments and Recommendation of Department:

The Dogwood Animal Shelter is requesting annexation into the City of Osage Beach. It is worth noting that the use that takes place on the subject property is considered intense enough to require a Special Use Permit be approved by the Board of Aldermen after a Public Hearing is conducted. The City must resolve that incorporating the requested annexation property is "reasonable and necessary" for the proper growth of the community, as explained by the attached section of the MML Technical Bulletin on Missouri Annexation Law.

Annexation positives for the City:

1. Provides the City the opportunity to be contiguous with properties further down the Runabout Road Corridor. This will allow the City to annex more properties down that road if the desire exists.

Annexation negatives for the City:

1. The Annexation of this property will not provide the City with any sales tax income or additional area for development.
2. The City will be capable of serving this property with water and sewer in the near future, if desired it will cost the City and its Citizens money to extend the mains to this property.
3. The Annexation will allow the property to pay the lower "In-City" rates for sewer and water services rather than the out of city rates which would be charged if such service was provided to the property without annexation.

Policy Concerns:

It is important to assure that the City benefit from the annexation of any property. It is important that the City does not get into the practice of annexing property primarily for the immediate and direct benefit of the property itself. This is especially the case when the current use of the property does not provide the City with any tax revenue or potential for other income through development.

Another issue is whether the City or the property owner pays the costs for the extension of our water and sewer mains to the subject property. Today the property owner would be responsible for that payment. If the extension happens after annexation the City is required to pay that cost.

City Administrator Comments and Recommendation:

Concur with the recommendation of the City Planner.

Reasonableness and Necessity

The courts have, through the years, tended to look at each case on its own merits and have attempted to apply a rather loose set of general guidelines. "Reasonable and necessary" embody two separate, but closely related, concepts: the annexation is reasonable and the annexation is necessary to the proper development of the municipality, meaning not only necessary to the present but also to the future needs that are reasonably foreseeable and not too remote or speculative. It has been held that visionary needs are too remote. *City of Aurora v. Empire Dist. Elec. Co.*, 354 S.W. 2d 45 (Mo. App. Spr. D. 1962). Necessity is not made out by showing the city's necessity alone, since the area to be annexed also is entitled to the test of reasonableness. The comparative benefits and detriments to both areas must be considered. *City of Cameron v. Stafford*, 466 S.W. 2d 115 (Mo. App. K.C.D. 1971).

What, then, are the tests of reasonableness the courts have applied to annexations? The best list of factors to consider in the reasonable and necessary test is found in *City of Perryville v. Brewer*, 557 S.W. 2d 462 (Mo. App. E.D. 1977), which lists the following:

1. there must be a need for residential or industrial sites within the proposed area;
2. the city is unable to meet its needs without expansion;
3. only needs that are reasonably foreseeable and not visionary should be considered;
4. past growth may be relied on to show future necessity;
5. in evaluating future needs, the extent to which past growth has caused the city to spill over into the proposed area should be considered;
6. the beneficial effect of uniform application and enforcement of municipal zoning ordinances in the city and in the annexed area may be considered;
7. also to be considered is the need for or the beneficial effect of uniform application and enforcement of municipal building, plumbing and electrical codes;
8. the need for or the beneficial effect of extending police protection to the annexed area;
9. the need for or the beneficial effect of uniform application and enforcement of municipal ordinances or regulations pertaining to health;
10. the need for and the ability of the city to extend essential municipal services into the annexed area;
11. enhancement in value by reason of adaptability of the land proposed to be annexed for prospective city uses; and
12. regularity of boundaries.

Other factors include whether the population in the area represents the actual growth of the municipality beyond its legal limits. *City of Fulton v. Dawson*, 325 S.W. 2d 505 (Mo. App. K.C.D. 1959).

The Missouri Supreme Court in *City of St. Joseph v. Hankinson*, 312 S.W. 2d 4 (Mo. 1958), considered the following factors in determining the reasonableness of annexation:

1. Substantial portions of the area sought to be annexed were platted and held for sale as town lots;

2. The annexation would make the city's boundaries more regular;
3. Densely settled communities were scattered throughout the area;
4. A substantial number of the city's streets extended into the area with little or no line of demarcation;
5. Many residents of the proposed area were employed in the city;
6. City residents owned or operated businesses in the proposed area;
7. There was an unavailability of suitable vacant land in the city; and
8. There was a need for the city to zone and police the area "growing up in a miscellaneous fashion on its doorstep."

The court further observed that no single factor alone will suffice to determine reasonableness; sometimes several of them combine their weight to conclude the matter.

In *State ex rel. Lashly v. City of Maplewood*, 193 S.W. 2d 989 (Mo. App. St.L.D. 1917) the area included was not laid out into blocks and lots yet the court said that was reasonable. In *Bringle v. Richmond Heights*, 68 S.W. 2d 866 (Mo. App. St.L.D. 1934), property was only partially divided into lots with dwellings only on some. The court found the annexation was not unreasonable where the property was valued higher than agricultural land. Thus, it would appear agricultural land may be annexed where it is apparent the value of the agricultural land is enhanced by its nearness and proximity to the city. In the case of *City of Woodson Terrace v. Herklotz*, 349 S.W. 2d 446 (Mo. App. St.L.D. 1961), the court determined the annexation of 144 acres of agricultural land, which was entirely surrounded by incorporated area, was reasonable and necessary. In *Waller v. City of Macon*, 277 S.W. 2d 886 (Mo. App. St.L.D. 1955) annexation was found reasonable where it appeared the land was so situated as to be adaptable to urban purposes and necessary or convenient to the reasonable exercise of city government.

In *City of Des Peres v. Stapleton*, 524 S.W. 2d 203 (Mo. App. St.L.D. 1975), the court of appeals presented three especially relevant factors in upholding the reasonableness of an annexation:

1. The petitioning city should evince a need for residential or industrial sites within the proposed area;
2. The city must be able to demonstrate an inability to meet those needs without expanding; and
3. The city must show why it needs to police the contiguous area.

One annexation attempt was found unreasonable when the majority of land to be annexed was strictly agricultural and 30 percent of the incorporated area was undeveloped and vacant. In addition, the growth rate of the city was less than one percent and the area to be annexed would be subject to city taxes with no appreciable benefit. *City of Richmond v. Harmon*, 468 S.W. 2d 682 (Mo. App. K.C.D. 1971).

The case of *City of Mexico v. Hodges*, 482 S.W. 2d 545 (Mo. App. St.L.D. 1972) is an example of another unsuccessful annexation. The court in declaring the proposed annexation unreasonable noted:

1. During the decade of 1960-1970 the city had about an eight percent drop in population from the 1960 peak;
2. The number of building permits issued declined from a high of eighty-six in 1955 to twenty-one

in 1969 and only eight in the first seven months of 1970;

3. Nearly 18 percent of the city acreage was suitable but as yet undeveloped;
4. There was no evidence of a pressing need for industrial sites as only two industries had located there and there was no evidence that any had been lost due to a dearth of sites;
5. The few subdivisions in the area were not contiguous with the city's then present limits;
6. There were no streets or thoroughfares extending into the unincorporated area other than state or U.S. highways;
7. There was no "spilling over" of the population from the city into the unincorporated area. The court reasoned that the rate of growth of the municipality as shown in the past is a highly important element to be considered in planning the future. Here the city's claim that additional land would be needed in the future for residential, industrial, and commercial purposes was not substantiated by the evidence.

In a 1974 case, the Missouri Court of Appeals found an annexation to be unreasonable and unnecessary in *City of Odessa v. Carroll*, 512 S.W. 2d 862 (Mo. App. K.C.D. 1974). The factors offered in support of the court's decision were:

1. The annexation was not necessary to accommodate the future population growth of the city where there already is undeveloped land in the city;
2. The annexation was not necessary for business development;
3. The proposed area already benefited from some municipal services; and
4. The desire for orderly planning and development of contiguous land does not alone justify annexation.

In *City of Flat River v. Counts*, 596 S.W. 2d 446 (Mo. App. E.D. 1979) the court looked at the services already available to the inhabitants of the area to be annexed and found the city had not presented substantial evidence of the reasonableness and necessity of the proposed annexation. The court found, among other things, that city water service already was available in the area, it already had police and fire protection, and other city services (such as swimming pool and library) were available to nonresidents at a nominal rate.

Specific Examples of Reasonableness and Necessity for Annexation

In the well written decision of the Kansas City Court of Appeals in *City of Fulton v. Dawson*, 325 S.W. 2d 505 (Mo. App. K.C.D. 1959), the court enumerated the evidence, both in the form of testimony and exhibits, which the city introduced and proved to support its burden of reasonableness and necessity of its proposed annexation:

1. The mayor testified he had received calls for private building lots; nine new businesses or industries had located in Fulton in the previous five years; eight new subdivisions had been established in the past year.
2. The city had retained the Missouri Inspection Bureau to review its capabilities of rendering fire protection to the proposed area and had received a favorable report from this bureau.

Submission Date: March 8, 2011

Submitted By: City Attorney

Board Meeting Date: March 17, 2011

**City of Osage Beach
BOARD OF ALDERMEN
AGENDA ITEM SUMMARY SHEET**

Description of Item:

Bill 11-13 - Approving the Amended Dierbergs Osage Beach Tax Increment Financing Plan that was unanimously recommended for approval by the Osage Beach TIF Commission on March 2, 2011. This ordinance will make and ratify each of the findings required by the TIF Act to approve a redevelopment plan, including designation of the Redevelopment Area as a blighted area, and approve the Amended Redevelopment Plan.

Ordinance No. 10.81, adopted on December 16, 2010, approved the initial Redevelopment Plan and Project, approved the Redevelopment Area, made the required factual findings for adoption of the Redevelopment Plan, designated Dierbergs Osage Beach, LLC, as the developer of record, and initiated the collection of tax increment financing in the Redevelopment Area.

The Amended Plan will redevelop the vacant High Point Shopping Center, If this Amended Plan is adopted it will be followed by a redevelopment agreement negotiated with the developer and submitted for the Board's consideration. Ordinance No. 10.81 approved the initial Redevelopment Plan and required that the Developer enter into a redevelopment agreement with the City within 6 months following the effective date of that ordinance, and this ordinance re-affirms that timing requirement. The Amended Plan provides the flexibility for the developer to proceed with or without the participation of the Best Buy company as a tenant at the center.

Names of Persons, Businesses, Organizations affected by this action:

Citizens, other local taxing districts, developer/applicant

Why is Board Action Required?

Action is required to approve an Amended TIF Plan and Project.

Type of Action Requested (Ordinance, Resolution, Motion):

Public hearing discussion, First and Second Reading of Bill 11-13.

Are there any deadlines associated with this action?

This ordinance must be introduced to the Board of Aldermen between 14 and 90 days following the conclusion of the TIF Commission public hearing. This ordinance meets that requirement.

Comments and Recommendation of Department:

The City Attorney recommends first and second reading of Bill 11-13 to adopt the Amended Dierbergs Osage Beach Tax Increment Financing Redevelopment Plan as the next step in this project.

City Administrator Comments and Recommendation:

Concur with the recommendation of the City Attorney.

AN ORDINANCE OF THE CITY OF OSAGE BEACH APPROVING THE AMENDED DIERBERGS OSAGE BEACH TAX INCREMENT FINANCING REDEVELOPMENT PLAN AND PROJECT AND MAKING AND RATIFYING CERTAIN FINDINGS FOR THE AMENDED REDEVELOPMENT PLAN AND REDEVELOPMENT PROJECT.

WHEREAS, pursuant to the Real Property Tax Increment Allocation Redevelopment Act, Sections 99.800 to 99.865 of the Revised Statutes of Missouri (the "TIF Act"), **Dierbergs Osage Beach, LLC** ("Developer"), submitted a proposal for approval of the **Dierbergs Osage Beach Tax Increment Financing Redevelopment Plan and Project**, ("Original Redevelopment Plan") on September 29, 2010, requesting that the City of Osage Beach, Missouri ("City") establish a tax increment financing district on approximately 14.45 acres of property generally located West of Highway 54 and South of Old Highway 27 in Osage Beach, Missouri (the "Redevelopment Area"), in one redevelopment project area with boundaries coterminous with the Redevelopment Area (the "Redevelopment Project"); and

WHEREAS, pursuant to the provisions of the Act, the Osage Beach Tax Increment Financing Commission ("TIF Commission") was composed of representatives from the City and from the affected taxing jurisdictions for the purpose of conducting a public hearing and making recommendations with respect to the Original Redevelopment Plan to the Board of Aldermen of the City of Osage Beach, Missouri ("Board"); and

WHEREAS, on December 1, 2010, after due notice in accordance with the Act, the TIF Commission held a public hearing and thereafter voted 11-0 to recommend approval of the Original Redevelopment Plan, the designation of the Redevelopment Area, approval of the Redevelopment Project, the approval of tax increment financing for the Redevelopment Area, the designation of Developer as the developer of record for the Redevelopment Project; and

WHEREAS, on December 16, 2010, the Board of Aldermen adopted Ordinance No. 10.81, which made certain factual findings, approved the Original Redevelopment Plan and Redevelopment Project, designated the Redevelopment Area and the Redevelopment Project Area, initiated tax increment financing in the Redevelopment Project Area, and designated the Developer as the developer of record for the Original Redevelopment Plan and the Redevelopment Project; and

WHEREAS, on February 1, 2011, the Amended Dierbergs Osage Beach Tax Increment Financing Redevelopment Plan and Project (the "Amended Redevelopment Plan") was filed with the City Clerk; and

WHEREAS, on March 2, 2011, after due notice in accordance with the Act, the TIF Commission opened a public hearing, at which all interested persons and taxing districts affected by the Amended Redevelopment Plan were afforded an opportunity to make comments, file written objections, protests, and be heard orally regarding adoption of the Amended Redevelopment Plan; and

WHEREAS, on March 2, 2011, the TIF Commission having heard and considered the objections, protests, comments, and other evidence adduced at the public hearing, closed the public hearing and adopted Resolution 2011-1 by an 11-0 vote to recommend approval of the Amended Redevelopment Plan; and

WHEREAS, on March 17, 2011, at a regularly scheduled meeting, after the posting of proper notice of the consideration of this issue, and the holding of a public hearing on the Amended Redevelopment Plan, the Board considered the Amended Redevelopment Plan, the recommendation of

the TIF Commission, the recommendations of City staff, and considered the public objections, protests, comments, and other evidence; and

WHEREAS, having heard and considered the objections, protests, comments, and other evidence adduced at the meeting, the evidence and testimony submitted at the TIF Commission public hearing, the recommendation of the TIF Commission, and the recommendations of City staff, the Board desires to approve the Amended Redevelopment Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, MISSOURI, as follows:

SECTION 1. The Amended Redevelopment Plan, a copy of which is on file in the Office of the City Clerk, is hereby approved and adopted. In the event of any conflict or inconsistency between the Amended Redevelopment Plan and this Ordinance, the provisions of this Ordinance shall control.

SECTION 2. The Board hereby finds, and ratifies its previous findings with respect to the Original Redevelopment Plan as set forth in Ordinance No. 10.81, that:

A. the Amended Redevelopment Plan sets forth in writing a general description of the program to be undertaken to accomplish its objectives, including the estimated redevelopment project costs, the anticipated sources of funds to pay the costs, evidence of the commitments to finance the project costs, the anticipated type and term of the sources of funds to pay costs, the anticipated type and terms of the obligations to be issued, the most recent equalized assessed valuation of the property within the Redevelopment Area, as certified by the County Assessor, which is to be subjected to payments in lieu of taxes and economic activity taxes pursuant to Section 99.845, RSMo, an estimate as to the equalized assessed valuation after redevelopment, and the general land uses to apply in the Redevelopment Area;

B. the Redevelopment Area is a blighted area, as such term is defined in Section 99.805(1), RSMo, due to the presence of several blighting factors as set forth in Section 3 of the Amended Redevelopment Plan titled the "Analysis of Blighted Area Factors." In addition to incorporating such blight analysis into this Ordinance by reference, the Board bases its finding of blight on the primary factors discussed in Section 3 of the Plan, that the predominance of (1) deteriorating site improvements, in the form of partial demolition of structures and deteriorating parking and related improvements, (2) improper subdivision and obsolete platting, (3) unsanitary and unsafe conditions, such as physical site deterioration, concrete rubble, rusted re-bar, open manholes and utility service covers, insecure fencing, improper lighting, lack of security and visibility and conditions which invite dangerous and reckless automobile activity in the parking areas, and (4) the existence of conditions which endanger life or property by fire and other causes, has and will continue to (a) constitute an economic liability to the City, including severe economic underutilization of the property and (b) create a menace to the public health, safety, morals and welfare of the City.. The Amended Redevelopment Plan is also accompanied by an affidavit, signed by the Developer, attesting to the blighting elements of the Redevelopment Area;

C. the proposed redevelopment satisfies the "but for" test set forth in Section 99.810, RSMo, in that the Redevelopment Area has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed

without the adoption of tax increment financing. The Amended Redevelopment Plan is accompanied by an affidavit, signed by the Developer, attesting to this statement;

D. the Amended Redevelopment Plan is in conformance with the Comprehensive Plan for the development of the City as a whole;

E. the Amended Redevelopment Plan contains both estimated dates of completion of the redevelopment projects and estimated dates for the retirement of obligations incurred to finance redevelopment project costs, and said dates are not more than twenty-three (23) years from the adoption of an ordinance approving a Redevelopment Project within the Redevelopment Area;

F. the businesses existing in the Redevelopment Area that have been or will be required to relocate in order to implement the Amended Redevelopment Plan will be relocated in accordance with the Relocation Assistance Plan attached as Attachment 5 to the Amended Redevelopment Plan;

G. the Amended Redevelopment Plan is accompanied by a Cost Benefit Analysis and other evidence and documentation from Developer which contains sufficient information to evaluate whether the Amended Redevelopment Plan as proposed is financially feasible, showing the economic impact of the Amended Redevelopment Plan on each taxing district and political subdivision, and that the proposed project is financially feasible, but only with TIF assistance, and the Board finds that the Amended Redevelopment Plan and Redevelopment Project is financially feasible for the Developer only if TIF assistance is provided;

H. the Amended Redevelopment Plan does not include the initial development or redevelopment of any gambling establishment; and

I. the area selected for the Redevelopment Project includes only those parcels of real property and improvements thereon which will be directly and substantially benefited by the Redevelopment Project improvements.

SECTION 3. The area selected for the Redevelopment Project Area as depicted in the map set forth in Attachment 1 of the Amended Redevelopment Plan and legally described in Attachment 2 of the Amended Redevelopment Plan is ratified and approved as the Redevelopment Project, in accordance with the approval and designation originally made in Ordinance No. 10.81. The Redevelopment Project Area includes only those parcels of real property and improvements thereon which will be directly and substantially benefited by the Redevelopment Project Improvements as set forth in the Amended Redevelopment Plan.

SECTION 4. The applicant, Dierbergs Osage Beach, LLC, is hereby ratified and designated as developer of record for the Redevelopment Project for the Amended Redevelopment Plan.

SECTION 5. Approval of the Amended Redevelopment Plan and Redevelopment Project by this Ordinance is conditioned upon the Developer entering into a tax increment financing redevelopment agreement between the City and Developer for the Redevelopment Plan, upon terms acceptable to the City, to carry out the goals and objectives of the Redevelopment Plan. The City Administrator is authorized and directed to negotiate a tax increment financing redevelopment agreement with the

Developer to implement the Amended Redevelopment Plan. Failure of the Developer to enter into such contract within the time frame set forth in Ordinance No. 10.81 shall nullify and render void the approvals granted in this ordinance upon such declaration by the City.

SECTION 6. The City staff, the City's special legal counsel, and other appropriate City officials are hereby authorized to take any and all actions as may be deemed necessary or convenient to carry out and comply with the intent of this Ordinance, to create those funds and accounts required by the Act to implement the Amended Redevelopment Plan, and to execute and deliver for and on behalf of the City all certificates, instruments, and agreements or other documents as may be necessary, desirable, convenient, or proper to perform all matters authorized herein.

SECTION 7. It is hereby declared to be the intention of the Board of Aldermen that each and every part, section and subsection of this Ordinance shall be separate and severable from each and every other part, section and subsection hereof and that the Board of Aldermen intends to adopt each said part, section and subsection separately and independently of any other part, section and subsection. In the event that any part, section or subsection of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, sections and subsections shall be and remain in full force and effect, unless the court making such finding shall determine that the valid portions standing alone are incomplete and are incapable of being executed in accord with the legislative intent.

SECTION 8. This ordinance shall be in full force and effect from and after the date of its passage and approval.

READ FIRST TIME: _____; READ SECOND TIME: _____

PASSED AND APPROVED THIS 17th DAY OF MARCH 2011.

I hereby certify that the above Ordinance No. 11-13 was duly passed on March 17, 2011 by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes _____ Nays _____
Abstaining _____ Absent _____

This Ordinance is hereby transmitted to the Mayor for her signature.

Date

Diann Warner, City Clerk

Approved as to form:

Edward B. Rucker,
City Attorney

I hereby APPROVE Ordinance 11.13.

Penny Lyons, Mayor

Date

ATTEST:

Diann Warner, City Clerk

Submission Date: March 7, 2011

Submitted By: City Clerk

Board Meeting Date: March 17, 2011

**City of Osage Beach
BOARD OF ALDERMEN
AGENDA ITEM SUMMARY SHEET**

Description of Item:

Resolution 2011-01. Resolution Concerning Annexation of Property – Missouri Department of Transportation

Names of Persons, Businesses, Organizations affected by this action:

The City, citizens, emergency services

Why is Board Action Required?

Required by RSMo. Section 71.012.

Type of Action Requested (Ordinance, Resolution, Motion):

Resolution 2011-01 establishes a date of April 7th for a public hearing concerning the voluntary annexation.

Are there any deadlines associated with this action?

Yes. The resolution is part of the process to annex property.

Comments and Recommendation of Department:

This is usually the first step in a voluntary annexation, however, at the last Board of Aldermen meeting, the Board authorized the Mayor to execute the Voluntary Annexation Petition that was required by the Missouri Department of Transportation. Staff recommends approval.

City Administrator Comments and Recommendation:

Concur with Staff recommendation.

RESOLUTION 2011-01

RESOLUTION CONCERNING ANNEXATION OF PROPERTY

BE IT RESOLVED by the Board of Aldermen of the City of Osage Beach, Missouri, as follows:

Section 1. That there has been presented, on this date, to the Board of Aldermen of the City of Osage Beach, a verified petition signed by the owners of all fee interests of record in all tracts of real property located within the area described in the petition, which area is proposed to be annexed to the City of Osage Beach, and which petition requests annexation of such area into the City of Osage Beach, Missouri, a copy of which petition is attached hereto and made a part hereof.

Section 2. That no part of the said real property is now included in any incorporated municipality.

Section 3. That the said real property is contiguous to the existing corporate limits of the City of Osage Beach, Missouri.

Section 4. That in accordance with Section 71.012, RSMo, a public hearing shall be held concerning the matter, and this public hearing shall be held on the 7th day of April 2011, at 6:30 p.m. at City Hall in Osage Beach, Missouri.

Section 5. The City Clerk is authorized and directed to cause a notice of such hearing to be published at least seven days prior to the date of the hearing in a newspaper of general circulation in Camden County, Missouri, which is qualified to public legal matters.

I hereby certify that Resolution 2011-01 was duly passed on March 17, 2011 by the Board of Aldermen of the City of Osage Beach, Missouri. The votes thereon were as follows:

Ayes _____

Nays _____

Abstaining _____

Absent _____

Diann Warner, City Clerk

Approved as to form:

Edward B. Rucker
City Attorney

CCO Form: RW39
Approved: 11/05 (BDG)
Revised: 02/10 (AR)
Modified:

VOLUNTARY ANNEXATION PETITION

The City of Osage Beach, Missouri, (hereinafter, "City") has requested that the Missouri Highways and Transportation Commission (hereinafter, "MHTC") file a petition requesting voluntary annexation into the City of certain public rights of way as indicated in the attached plan sheets. The undersigned on behalf of the City hereby verifies the following:

(1) The City has published a notice of annexation in a local newspaper of general circulation for public comment regarding the proposed annexation or if the City has no local newspaper, it has given public notice using whatever mechanism it typically uses to notify citizens of similar actions.

(2) The City has provided accurate information to MHTC regarding any and all public input received for the annexation, along with any and all input received from the County of Camden and any other incorporated municipality within a five-mile radius of the area to be annexed.

(3) The City has complied with all requirements set forth by MHTC and has provided all information requested by MHTC.

(4) The City has notified all property owners adjacent to the MHTC property to be annexed pursuant to this annexation petition of the proposed voluntary annexation.

(5) The Commission has provided the City with a legal description of the property. If the City desires or is required by statute to use a legal description different from that provided by the Commission, the City shall ensure that the alternate legal description prepared by the City shall correspond to the Commission's legal description and the City shall ensure that the City's description will not extend beyond the description provided by the Commission.

(6) To the extent allowed by law, the City will hold MHTC, Missouri Department of Transportation and its employees harmless from any lawsuits arising out of or relating to the City's failure to comply with all statutes pertaining to the annexation of the described property.

(7) The parties enter into this voluntary annexation petition with full understanding that MHTC, to the best of its knowledge and belief, has the

authority to petition for voluntary annexation into the City. MHTC makes no representation that it has full fee simple title to the right of way which is the subject of this voluntary annexation. In the event this annexation is rendered null and void based upon a determination that MHTC did not have the authority to petition for voluntary annexation, MHTC will not be responsible for any damages, costs or other expenses incurred by the City in connection with this Agreement.

(8) That the undersigned on behalf of the City of Osage Beach has the authority to execute the terms and conditions contained in this voluntary annexation petition and bind the City to those terms and conditions.

(9) That the event the voluntary annexation is approved by the City and the city limits are extended to include the rights of way described in this voluntary annexation petition, the City shall provide MHTC's undersigned representative with a copy of the final ordinance adopted by the City extending the City's boundary to include the herein described right of way.

Therefore, the undersigned, according to his or her best knowledge, information, and belief, on behalf of the MHTC alleges:

(1) MHTC holds a property interest in the following described tract of land.

All that portion of State Highway 54 situated in the SW and the NE Quarter of Section 6, Township 39 North, Range 15 West, Camden County, Missouri, which lies within the right of way widths between Station 50+00 and Station 100+00, as shown on the attached MHTC plan sheets.

(2) By execution of this petition, the MHTC requests that the above-described right of way be annexed to, and be included within the corporate limits of the City of Osage Beach, Missouri, as authorized by the provisions of Chapter 71 of the Revised Statutes of Missouri.

(3) That, based upon information provided by the City, that the area to be annexed is not now a part of any incorporated municipality.

(4) That, based upon information provided by the City, that the area to be annexed is compact and contiguous to the existing corporate limits of the City of Osage Beach.

(5) That the undersigned petitioner is authorized to execute this voluntary annexation petition on behalf of MHTC so that the described right of way can be included within the corporate limits of the City of Osage Beach.

(6) That MHTC authorizes the governing body of the City of Osage Beach to cause the required notice to be published, to conduct a public hearing as required by law and to thereafter adopt as ordinance extending the limits of the City of Osage Beach to include the above-described right of way.

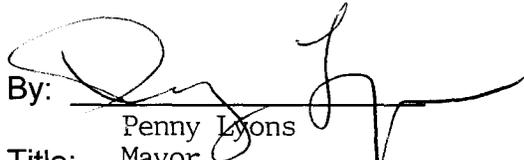
THIS PETITION REQUESTING VOLUNTARY ANNEXATION IS NOT A VALID PETITION UNTIL BOTH THE CITY AND MHTC'S REPRESENTATIVE HAVE EXECUTED THE PETITION.

In Witness Whereof, the parties have entered into this voluntary annexation petition on the date last written below:

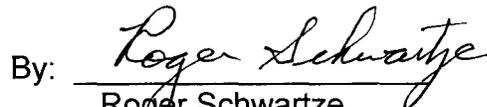
Executed by the City this 3RD day of March, 2011.

Executed by MHTC this 4th day of February, 2011.

CITY OF OSAGE BEACH

By: 
Penny Lyons
Title: Mayor

**MISSOURI HIGHWAYS AND
TRANSPORTATION COMMISSION**

By: 
Roger Schwartze
Title: District Engineer

ACKNOWLEDGEMENT BY COMMISSION

STATE OF MISSOURI)
)
COUNTY OF Cole) ss

On this 4th day of February, 2011, before me appeared Roger Schwartze, personally known to me, who being by me duly sworn, did say that he is the District Engineer of the Missouri Highways and Transportation Commission and that said instrument was signed in behalf of said Commission by authority of the Missouri Highways and Transportation Commission and said Roger Schwartze acknowledged said instrument to be the free act and deed of said Commission.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the county and state aforesaid the day and year written above.

Curt D. Koll
Notary Public

CURT D. KOLB
Notary Public - Notary Seal
State of Missouri
Commissioned for Cole County
My Commission Expires: May 03, 2014
Commission Number: 10879872

My Commission Expires: May 3, 2014

ACKNOWLEDGEMENT BY CITY

STATE OF MISSOURI)
)
COUNTY OF Camden) ss

On this 3rd day of March, 2011, before me appeared Penny Lyons personally known to me, who being by me duly sworn, did say that he/she is the Mayor of the City of Osage Beach and that the foregoing instrument was signed and sealed on behalf of the City of Osage Beach and that he/she acknowledged said instrument to be the free act and deed of the City of Osage Beach and that it was executed for the consideration stated therein and no other.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the county and state aforesaid the day and year written above.

Nancy J. Clark
Notary Public

Nancy J. Clark
Notary Public - Notary Seal
STATE OF MISSOURI
Camden County
My Commission Expires Jan. 20, 2012
Commission # 08383223

My Commission Expires: _____

Submission Date: March 9, 2011

Submitted By: City Engineer

Board Meeting Date: March 17, 2011

**City of Osage Beach
BOARD OF ALDERMEN
AGENDA ITEM SUMMARY SHEET**

Description of Item:

Award the proposed Construction Contract No. OB11-002 for the Waterline Relocate Osage Beach Parkway South

Names of Persons, Businesses, Organizations affected by this action:

Citizens of Osage Beach, contractors, material suppliers, and City Staff.

Why is Board Action Required?

Board approval required for contracts over \$5000.

Type of Action Requested (Ordinance, Resolution, Motion):

A motion to approve the contract award.

Are there any deadlines associated with this action?

This work needs to occur to raise the waterline that has been buried too deep by the MoDOT Expressway Project.

Comments and Recommendation of Department:

Bids will be opened on March 15, 2011. The Bid Abstract and recommendation will be given to the Board of Aldermen before the meeting on March 17, 2011.

Funding for this project can be obtained in 30-00-773182 MoDOT Mandated Projects in the amount of \$196,539.

City Administrator's Comments and Recommendation:

Concur with the recommendation of the City Engineer.

March 15, 2011

MEMORANDUM

To: Mayor
Board of Aldermen
City Administrator

From: City Engineer

Reference: Waterline Relocate Osage Beach Parkway South

Subject: Bid Award

Mayor and Board of Aldermen,

Bids were opened on March 15, 2011. There were 15 bidders. The apparent low bidder is Underground Utility Systems, LLC. The Engineering Department has checked references. The bid abstract is attached.

The Engineering Department recommends awarding the contract to Underground Utility Systems, LLC in the amount of \$31,045.00.



Nicholas Edelman, PE
City Engineer

BID TABULATION
Waterline Relocate Osage Beach Pkwy South
OB11-002

Bid Opening March 15, 2011		Engineers Estimate		Underground Utility Stockton, MO		Hutchins Telecom Belle, MO		Weeco, Inc. Boonville, MO		Excel Excavating Sparto, MO		M&M Landscaping Euggens, MO			
Item No.	Description	Est. Quantity	Unit	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure		
1	12" Ductile Iron Pipe	300	LF	\$85.00	\$25,500.00	\$34.90	\$10,470.00	\$49.00	\$14,700.00	\$43.80	\$13,140.00	\$56.00	\$16,500.00	\$76.00	\$22,800.00
2	12" C900 Plastic Pipe	250	LF	\$72.57	\$18,142.50	\$28.00	\$7,000.00	\$44.00	\$11,000.00	\$34.80	\$8,700.00	\$51.20	\$12,800.00	\$67.00	\$16,750.00
3	Concrete Pavement Repair	40	LF	\$55.00	\$2,200.00	\$50.00	\$2,000.00	\$34.00	\$1,360.00	\$28.00	\$1,120.00	\$12.50	\$500.00	\$90.00	\$3,600.00
4	Seed, Fertilize and Mulch	50	SY	\$1.00	\$50.00	\$2.00	\$100.00	\$13.00	\$650.00	\$8.00	\$400.00	\$10.00	\$500.00	\$7.50	\$375.00
5	Sod Replacement	495	SY	\$2.50	\$1,237.50	\$5.00	\$2,475.00	\$5.00	\$2,475.00	\$11.00	\$5,445.00	\$5.05	\$2,497.50	\$8.00	\$3,960.00
6	Gravel Driveway Repair	100	LF	\$20.00	\$2,000.00	\$10.00	\$1,000.00	\$13.00	\$1,300.00	\$33.00	\$3,300.00	\$2.00	\$200.00	\$20.00	\$2,000.00
7	Provide & Install Fire Hydrant	1	EA	\$3,465.62	\$3,465.62	\$3,000.00	\$3,000.00	\$3,500.00	\$3,500.00	\$3,200.00	\$3,200.00	\$3,000.00	\$3,000.00	\$3,950.00	\$3,950.00
8	Force Account Work	1	LS	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
TOTAL BASE BID					\$57,595.62	\$31,045.00	\$39,985.00	\$40,969.75	\$58,435.00						

Bid Opening March 15, 2011		Engineers Estimate		Keystone Excavating Barnett, MO		Tavis Hodge Hauling Lake Ozark, MO		Stockman Const. Jefferson City, MO		APAC-MO Linn Creek, MO		JC Industries Jefferson City, MO			
Item No.	Description	Est. Quantity	Unit	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure		
1	12" Ductile Iron Pipe	300	LF	\$85.00	\$25,500.00	\$84.37	\$25,311.00	\$106.29	\$31,887.00	\$82.50	\$24,750.00	\$82.98	\$24,894.00	\$87.00	\$26,100.00
2	12" C900 Plastic Pipe	250	LF	\$72.57	\$18,142.50	\$63.15	\$15,787.50	\$60.00	\$15,000.00	\$70.00	\$17,500.00	\$92.48	\$20,620.00	\$84.00	\$21,000.00
3	Concrete Pavement Repair	40	LF	\$55.00	\$2,200.00	\$70.52	\$2,820.80	\$45.00	\$1,800.00	\$59.00	\$2,360.00	\$112.23	\$4,489.20	\$73.00	\$2,920.00
4	Seed, Fertilize and Mulch	50	SY	\$1.00	\$50.00	\$2.00	\$100.00	\$5.00	\$250.00	\$12.75	\$637.50	\$5.33	\$266.50	\$5.50	\$275.00
5	Sod Replacement	495	SY	\$2.50	\$1,237.50	\$9.29	\$4,598.55	\$7.00	\$3,465.00	\$12.75	\$6,311.25	\$9.05	\$4,479.75	\$9.40	\$4,653.00
6	Gravel Driveway Repair	100	LF	\$20.00	\$2,000.00	\$6.89	\$689.00	\$7.00	\$700.00	\$21.00	\$2,100.00	\$15.43	\$1,543.00	\$44.00	\$4,400.00
7	Provide & Install Fire Hydrant	1	EA	\$3,465.62	\$3,465.62	\$3,660.00	\$3,660.00	\$3,700.00	\$3,700.00	\$3,575.00	\$3,575.00	\$6,246.50	\$6,246.50	\$3,429.00	\$3,429.00
8	Force Account Work	1	LS	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
TOTAL BASE BID					\$57,595.62	\$31,045.00	\$61,802.00	\$62,233.75	\$67,538.95						

Bid Opening March 15, 2011		Engineers Estimate		Clark's Concrete Camdenton, MO		Kolb Grading St. Charles, MO		Don Maggi, Inc. Rolla, MO		Lankle Trenching Marthasville, MO		A-Team Excavation Marthasville, MO			
Item No.	Description	Est. Quantity	Unit	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure		
1	12" Ductile Iron Pipe	300	LF	\$85.00	\$25,500.00	\$101.00	\$30,300.00	\$103.00	\$30,900.00	\$105.97	\$31,791.00	\$133.00	\$39,900.00	\$150.43	\$45,129.00
2	12" C900 Plastic Pipe	250	LF	\$72.57	\$18,142.50	\$72.00	\$18,000.00	\$83.00	\$20,750.00	\$87.12	\$21,780.00	\$129.50	\$32,375.00	\$120.00	\$30,000.00
3	Concrete Pavement Repair	40	LF	\$55.00	\$2,200.00	\$67.50	\$2,700.00	\$105.00	\$4,200.00	\$79.30	\$3,172.00	\$67.50	\$2,700.00	\$37.50	\$1,500.00
4	Seed, Fertilize and Mulch	50	SY	\$1.00	\$50.00	\$2.00	\$1,000.00	\$10.00	\$500.00	\$9.83	\$491.50	\$16.15	\$807.50	\$5.00	\$250.00
5	Sod Replacement	495	SY	\$2.50	\$1,237.50	\$8.08	\$3,999.60	\$0.00	\$0.00	\$0.00	\$0.00	\$8.50	\$4,207.50	\$5.56	\$2,752.20
6	Gravel Driveway Repair	100	LF	\$20.00	\$2,000.00	\$40.00	\$4,000.00	\$10.00	\$1,000.00	\$4.88	\$488.00	\$12.24	\$1,224.00	\$10.00	\$1,000.00
7	Provide & Install Fire Hydrant	1	EA	\$3,465.62	\$3,465.62	\$3,800.00	\$3,800.00	\$3,200.00	\$3,200.00	\$3,650.00	\$3,650.00	\$3,087.25	\$3,087.25	\$4,500.00	\$4,500.00
8	Force Account Work	1	LS	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
TOTAL BASE BID					\$57,595.62	\$68,799.60	\$65,550.00	\$66,372.50	\$89,311.25						

BID OPENING

Waterline Relocate

March 15, 2011

10:00 a.m.

The following bids were opened by Deputy City Clerk Nancy Clark and witnessed by Receptionist Dorothy Urlicks.

Bidder Name	Amount of Bid
Underground Utility Systems	\$31,045.00
M & M Landscape & Construction	\$58,435.00
Clark's Concrete Construction Co	\$68,800.00
Lamke Trenching & Excavating	\$89,311.25
Don Maggi, Inc	\$71,680.70
Travis Hodge Hauling LLC	\$61,802.00
JC Industries Inc	\$67,777.00
Kolb Grading	\$70,950.00
Stockman Construction	\$62,233.75
APAC Missouri	\$67,538.95
Excel Excavating	\$41,000.00
Hutchins Telecom LLC	\$39,985.00

Submission Date: March 2, 2011

Submitted By: City Engineer

Board Meeting Date: March 17, 2010

**City of Osage Beach
BOARD OF ALDERMEN
AGENDA ITEM SUMMARY SHEET**

Description of Item:

Award the proposed Construction Contract No. OB11-006 for the Application of Slurry Seal to city streets.

Names of Persons, Businesses, Organizations affected by this action:

Citizens of Osage Beach, Vance Brothers Inc., material suppliers, and City Staff.

Why is Board Action Required?

Board approval required for contracts over \$5000.

Type of Action Requested (Ordinance, Resolution, Motion):

A motion to approve the contract award.

Are there any deadlines associated with this action?

As soon as possible to have the roads completed for the summer/fall season.

Comments and Recommendation of Department:

Bids were opened on March 2, 2011. There was one bidder. The apparent low bidder is Vance Brothers Inc., with a low bid of \$136,114.00. The Bid Tab is attached. This project was budgeted under Item No. 20-00-764206, Seal in the amount of \$100,000.00.

The Engineering Department believes the project was over budget for the following reasons.

- 1) Nichols Road Intersection – During the design of the project, we decided to bid the project out with night work. When the contractor is applying the slurry, there

will normally be a one lane roadway. The problem with the Nichols Road – Existing Highway 54 Intersection is how do you keep at least one lane of a major intersection open without disturbing the traffic on Highway 54. The other issue is Lake Regional Hospital. We are concerned about how traffic will be affected going to the Hospital. We are planning on using temporary electronic message boards to direct people while Nichols Road is closed from Highway 54 to Armory Drive. The estimated cost for night work is an additional \$6,000.

- 2) Nichols Road Intersection Pavement Markings - The other item in regards to this intersection is pavement markings. Normally, we have a slurry seal contract and then a pavement marking contract at a later date. With the fact that Nichols Road is one of the busiest intersections, we are worried about there not being any pavement markings done for a long period of time. We have included this work with the slurry seal contract instead of the pavement marking contract.
- 3) The Engineering Department was low on the number of square feet planned and the number of days that we would need for crack seal during the budget process. There are more cracks in some of these roadways than thought during the budget process. The one additional day will cost an additional \$9,700.

The Engineering Department has reviewed the bidding documents and found them to be in order. They have fully researched the bidder's qualifications and find them qualified to perform the work of this contract.

If this project is awarded, a Budget Amendment will be done to cover these costs.

Accordingly, it is hereby recommended that the bid for Construction Contract OB11-006, for the 2011 Slurry Seal Project be awarded to Vance Brothers Inc. in the amount of \$136,114.00.

City Administrator's Comments and Recommendation:

BID TABULATION
City of Osage Beach, Missouri
2011 Slurry Seal Project
Project # OB11-006

March 2, 2011		Engineers Estimate				Vance Brothers	
Item No.	Description	Est. Quantity	Unit	Unit Price	Extension Figure	Unit Price	Extension Figure
1	Slurry Seal Coat	51,960	SY	\$2.10	\$109,116.00	\$2.15	\$111,714.00
2	Crack Sealing	2	CREW DAYS	\$9,500.00	\$19,000.00	\$9,700.00	\$19,400.00
3	Force Account Work	1	LS	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
				Total	\$133,116.00	Total	\$136,114.00

Submission Date: March 3, 2011

Submitted By: City Engineer

Board Meeting Date: March 17, 2011

**City of Osage Beach
BOARD OF ALDERMEN
AGENDA ITEM SUMMARY SHEET**

Description of Item:

Bill 11-12 - Request to amend the 2011 Budget by transferring \$36,114 from 20-00-764207 Asphalt Overlay to 20-00-764206 Seal

Names of Persons, Businesses, Organizations affected by this action:

City Staff

Why is Board Action Required?

Amending Budget

Type of Action Requested (Ordinance, Resolution, Motion):

Request first and second readings of Bill 11-12.

Are there any deadlines associated with this action?

This item allocates the funds necessary for the 2011 Slurry Seal Project

Comments and Recommendation of Department:

This ordinance allocates the additional funds necessary for the 2011 Slurry Seal project.

The Engineering Department recommends approval of this ordinance. A first and second reading is requested.

City Administrator Comments and Recommendation:

Concur with the recommendation of the City Engineer.

BILL NO. 11-12

ORDINANCE NO. 11.12

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING ORDINANCE NO. 10.75 ADOPTING THE 2011 ANNUAL BUDGET, TRANSFERRING APPROPRIATIONS FOR NECESSARY EXPENSES.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, AS FOLLOWS, TO WIT:

Section 1. That the 2011 Annual Budget adopted as Ordinance No. 10.75 is hereby amended by appropriating an additional \$36,114 to line item 20-00-764206 designated as Seal from line item 20-00-764207 Asphalt.

Section 2. In all other respects the 2011 Annual Budget adopted in Ordinance No. 10.75 remains in full force and effect.

Section 3. That this Ordinance shall be in full force and effect upon date of passage.

READ FIRST TIME: _____ READ SECOND TIME: _____

I hereby certify that the above Ordinance No. 11.12 was duly passed on _____, 2011 by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes: _____ Nays: _____

Abstentions: _____ Absent: _____

This Ordinance is hereby transmitted to the Mayor for her signature.

Date

Diann Warner, City Clerk

Approved as to form:

Edward B. Rucker, City Attorney

I hereby APPROVE Ordinance 11.12.

Penny Lyons, Mayor

Date

ATTEST:

Diann Warner, City Clerk

Submission Date: March 9, 2011

Submitted By: City Engineer

Board Meeting Date: March 17, 2011

**City of Osage Beach
BOARD OF ALDERMEN
AGENDA ITEM SUMMARY SHEET**

Description of Item:

Award the proposed Construction Contract No. OB11-008 for the Sewer Line Repair – Hwy 54 Exp STA 392+00

Names of Persons, Businesses, Organizations affected by this action:

Citizens of Osage Beach, contractors, material suppliers, and City Staff.

Why is Board Action Required?

Board approval required for contracts over \$5000.

Type of Action Requested (Ordinance, Resolution, Motion):

A motion to approve the contract award.

Are there any deadlines associated with this action?

The Public Works Department has to pump out multiple grinder station since the pressure line has been damaged. This work needs to occur to start the normal operating conditions again.

Comments and Recommendation of Department:

Bids will be opened on March 15, 2011. The Bid Abstract and recommendation will be given to the Board of Aldermen before the meeting on March 17, 2011.

This project will repair the sewer line that has been damaged near Lazy Days Road.

If this project was damaged from blasting, we will pursue reimbursement from Kolb Grading.

Funding for this project can be obtained in 35-00-773186 MoDOT Mandated Projects in the amount of \$250,000.

City Administrator's Comments and Recommendation:

Concur with the recommendation of the City Engineer.

March 15, 2011

MEMORANDUM

To: Mayor
Board of Aldermen
City Administrator

From: City Engineer

Reference: Sewer Line Repair – Hwy 54 Exp STA 392+00

Subject: Bid Award

Mayor and Board of Aldermen,

Bids were opened on March 15, 2011. There were 10 bidders. The apparent low bidder is Underground Utility Systems, LLC. The Engineering Department has checked references. The bid abstract is attached.

The Engineering Department recommends awarding the contract to Underground Utility Systems, LLC in the amount of \$8,860.00.



Nicholas Edelman, PE
City Engineer

BID TABULATION
Sewer Line Repair-Hwy 54 Exp Sta 392+00
OB1-008

Bid Opening March 15, 2011

Item No.	Description	Est. Quantity	Unit	Engineer's Estimate		Underground Utility Systems, LLC		M&M Landscapes & Construction		Donald Maggi, Inc.		Travis Hodge Hauling, LLC		J.C. Industries	
				Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure
1	2.5" Gate Valve Installed and Complete	1	EA	\$1,200.00	\$ 1,200.00	\$ 700.00	\$ 700.00	\$ 730.00	\$ 730.00	\$ 560.00	\$ 560.00	\$ 332.77	\$ 332.77	\$ 635.00	\$ 635.00
2	2.5" SCH40 Sewer Forcemain - Replacement	180	LF	\$25.00	\$ 4,500.00	\$ 12.00	\$ 2,160.00	\$ 52.00	\$ 9,360.00	\$ 69.00	\$ 12,420.00	\$ 11.10	\$ 1,998.00	\$ 78.00	\$ 14,040.00
3	2.5" SCH40 Sewer Forcemain - Repair	2	LS	\$2,000.00	\$ 4,000.00	\$ 500.00	\$ 1,000.00	\$ 1,250.00	\$ 2,500.00	\$ 1,200.00	\$ 2,400.00	\$ 5,000.00	\$ 10,000.00	\$ 3,525.00	\$ 7,050.00
4	Force Account	1	LS	\$5,000.00	\$ 5,000.00	\$5,000	\$ 5,000.00	\$5,000	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
Total Base Bid				\$ 14,700.00		\$ 8,860.00		\$ 17,590.00		\$ 20,380.00		\$ 17,330.77		\$ 26,725.00	

Bid Opening March 15, 2011

Item No.	Description	Est. Quantity	Unit	Engineer's Estimate		Kolb Grading		Stockman Construction Corp.		Ed Laubinger		Keystone Excavating		Hutchins Telecom LLC.	
				Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure
1	2.5" Gate Valve Installed and Complete	1	EA	\$1,200.00	\$ 1,200.00	\$ 6,300.00	\$ 6,300.00	\$ 500.00	\$ 500.00	\$ 2,300.00	\$ 2,300.00	\$ 766.70	\$ 766.70	\$250.00	\$ 250.00
2	2.5" SCH40 Sewer Forcemain - Replacement	180	LF	\$25.00	\$ 4,500.00	\$ 45.00	\$ 8,100.00	\$ 40.25	\$ 7,245.00	\$ 38.00	\$ 6,840.00	\$ 17.81	\$ 3,205.80	\$8.00	\$ 1,440.00
3	2.5" SCH40 Sewer Forcemain - Repair	2	LS	\$2,000.00	\$ 4,000.00	\$ 3,100.00	\$ 6,200.00	\$ 1,615.00	\$ 3,230.00	\$ 850.00	\$ 1,700.00	\$ 2,368.75	\$ 4,737.50	\$3,800.00	\$ 7,600.00
4	Force Account	1	LS	\$5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$5,000.00	\$ 5,000.00
Total Base Bid				\$ 14,700.00		\$ 25,600.00		\$ 15,975.00		\$ 15,840.00		\$ 13,710.00		\$ 14,290.00	

BID OPENING

Sewer Line Relocate

March 15, 2011

10:30 a.m.

The following bids were opened by Deputy City Clerk Nancy Clark and witnessed by Receptionist Dorothy Urlicks.

Bidder Name	Amount of Bid
Underground Utility Systems LLC	\$8,860.00
M & M Landscapes & Construction	\$17,590.00
Don Maggi	\$20,380.00
Travis Hodge Hauling	\$17,330.77
JC Industries	\$26,725.00
Kolb Grading	\$25,600.00
Stockman Construction Corp	\$15,975.00
Ed Laubinger	\$15,840.00
Keystone Excavating	\$13,710.00
Hutchins Telecom LLC	\$14,290.00

Submission Date: March 9, 2011
Submitted By: Public Works Superintendent
Board Meeting Date: March 17, 2011

**City of Osage Beach
BOARD OF ALDERMEN
AGENDA ITEM SUMMARY SHEET**

Description of Item:

Purchase ¾ ton regular cab pick up truck for the Water Department.

Names of Persons, Businesses, Organizations affected by this action:

Staff, citizens, visitors

Why is Board Action Required?

Capital purchase

Type of Action Requested (Ordinance, Resolution, Motion):

Motion to purchase ¾ ton regular cab pick up truck for the Water Department.

Are there any deadlines associated with this action?

As soon as possible

Comments and Recommendation of Department:

A list of dealers providing trucks through State bid was analyzed resulting in Dave Sinclair Ford meeting the specifications and having the low bid of \$20,910 including delivery. This price includes option 1A (four wheel drive) and option 1N (limited slip rear axle). The budgeted amount is \$22,850. There will be additional expenses for truck set up i.e., bed mat, emergency lights, and tool box that added to the total truck price of \$20,910 but it will not exceed the budgeted amount.

Staff recommends Dave Sinclair Ford be awarded the bid. This will be charged to account #30 774265.

City Administrator Comments and Recommendation:

Concur with the recommendation of the Public Works Superintendent.



Missouri Department of Transportation
Bid Tabulation of Request 3-080919HD Light Duty 3/4 and Above
Multiple Award

ITEM # 1 - New standard equipped 2011 Model Regular Cab 3/4 Ton Pickup.

All units contain the following standard options

- Standard, minimum V8 fuel-injected gasoline engine
- Manufacturer's standard rear end axle ratio
- Automatic Transmission
- Air conditioning
- LH & RH manual trailer-type mirrors
- Tires: (4) manufacturer's standard all season, plus full size spare and wheel
- Minimum 8,600 lbs. GVWR
- Heavy-duty (Type III) trailer package to include receiver hitch
- 8' Bed
- Brakes, 4-wheel anti-lock braking system (ABS)
- Speed control and tilt wheel
- Rubber Flooring
- Heavy duty all weather removable rubber floor mats
- Vinyl seats

Optional Equipment

- Option 1A:** Four-wheel drive
- Option 1B:** Heavy-duty manual transmission in lieu of automatic transmission
- Option 1C:** Exterior color to be Federal Standard #595B "Highway Yellow"
- Option 1D:** Alternate gasoline engine (state size and horsepower)
- Option 1E:** Standard diesel engine in lieu of gasoline engine (state size and horsepower)
- Option 1F:** Alternate diesel engine in lieu of gasoline engine (state size and horsepower)
- Option 1G:** Extended cab in lieu of regular cab
- Option 1H:** Crew cab in lieu of regular cab
- Option 1I:** Extended cab in lieu of regular cab with 6' bed
- Option 1J:** Crew cab in lieu of regular cab with 6' bed
- Option 1K:** 2 Full length factory cab steps or running boards (one on drivers side, one on passenger side)
- Option 1L:** Power windows and power door locks
- Option 1M:** Optional rear axle ratio
- Option 1N:** Limited slip rear axle
- Option 1O:** Commercial grade spray on bed lining to be applied on floors, sides, front, tailgate and top of rail

Submission Date: February 25, 2011
Submitted By: Asst City Administrator
Board Meeting Date: March 17, 2011

**City of Osage Beach
BOARD OF ALDERMEN
AGENDA ITEM SUMMARY SHEET**

Description of Item:

Authorize staff to sell *A Town on Two Rivers* via www.columbiabooksonline.com

Names of Persons, Businesses, Organizations affected by this action:

Citizens of Osage Beach, city staff

Why is Board Action Required?

Board Action requested for staff direction

Type of Action Requested (Ordinance, Resolution, Motion):

Motion to authorize staff to sell *A Town on Two Rivers* via www.columbiabooksonline.com

Are there any deadlines associated with this action?

No

Comments and Recommendation of Department:

I have spoken with Annette with Columbia Books and she can facilitate online books sales of *A Town on Two Rivers* through www.columbiabooksonline.com for a retail price of \$29.95, of which a 40% commission will be paid (City will keep 60% of retail sales). The commission will take care of small amount of inventory storage, online marketing, shipping and handling, and overall book promotion. Victoria Hubbell has also agreed to sign them as well, adding extra value to each book signed. This online venue will reach several open markets, including Barnes & Noble, Amazon, and other major outlets.

Currently we have approximately 1,200 books left in inventory. In 1998 3,000 books were printed. We have sold the books sporadically over the years for \$30 each. Since 2006 we have moved a lot of inventory due to the increase in promoting the book and a decrease in the retail price. Currently the book is sold in-house from all City locations.

Staff recommends giving Columbia Books the right to sell on behalf of the City for not more than a \$29.95 retail price per signed book for the commission price of 40% per book. Staff would also recommend continuing selling in-house, signed copies (when available), for the retail price LESS the 40% commission, for consistency. Prices do NOT include sales tax or shipping/handling.

City Administrator's Comments and Recommendation:

Concur with the recommendation of the Assistant City Administrator.

Submission Date: March 9, 2011

Submitted By: City Engineer

Board Meeting Date: March 17, 2011

**City of Osage Beach
BOARD OF ALDERMEN
AGENDA ITEM SUMMARY SHEET**

Description of Item:

Authorize Payment of the water line repair near the Southern City Limits to Hutchins Telecom.

Names of Persons, Businesses, Organizations affected by this action:

Citizens of Osage Beach, Hutchins Telecom, material suppliers, and City Staff.

Why is Board Action Required?

Board approval required for purchases over \$5000.

Type of Action Requested (Ordinance, Resolution, Motion):

A motion to approve the purchase

Are there any deadlines associated with this action?

Hutchins Telecom has repaired this line and would like to be paid for the work.

Comments and Recommendation of Department:

On January 4, 2011, Kolb Grading damaged the City's water line by blasting rock near the Westside Apartments. A memo was sent out to the Mayor and Board of Aldermen on January 6, 2011 explaining this situation. We did an emergency contract for this work. Seeing that this work has been completed, Hutchins Telecom would like to be paid for their services in repairing this water line in the amount of \$25,695.90. We have reviewed their invoice and found these expenses to be acceptable.

Funding can be obtained in 30-00-773182 MoDOT Mandated Projects in the amount of \$196,539.

We will be submitting this bill to Kolb Grading for reimbursement.

The Engineering Department recommends approval.

City Administrator's Comments and Recommendation:

Concur with the recommendation of the City Engineer.

Submission Date: March 11, 2011

Submitted By: City Engineer

Board Meeting Date: March 17, 2011

**City of Osage Beach
BOARD OF ALDERMEN
AGENDA ITEM SUMMARY SHEET**

Description of Item:

Contract Modification # 1
Construction Contract OB10-024

Names of Persons, Businesses, Organizations affected by this action:

Citizens of Osage Beach, contractors, material suppliers, and City Staff.

Why is Board Action Required?

Board approval required for purchases over \$5000.

Type of Action Requested (Ordinance, Resolution, Motion):

A motion to approve the contract modification

Are there any deadlines associated with this action?

This work is needed to complete this project. MoDOT needs this work done so that their contractor can proceed with the Hwy 54 Expressway project.

Comments and Recommendation of Department:

This modification is for the Connecting Sewer Project. This project has the water line relocates around the Route KK – Highway 54 Expressway proposed interchange. During the design of the water line, we looked at needing to cut the water line. This would require shutting off the water line down KK and Three Seasons Road. We figured out how to make connections without shutting down the entire western side of town but we had not figured out how to not shut down Three Seasons Road. This modification will eliminate the need to shut this water line down multiple times. We may only need to cut service to this area of town once.

This modification also includes modifying the connections for the Dialysis clinic. There are two water lines in this area. The original Duenke System and the City's water line improvements. This modification will modify some connections to make sure the Dialysis clinic has water.

Another part of this modification is for extra depth. We needed to install the utilities deeper than originally planned for the expressway project.

The rest of the modification is for sewer work. The major portion of this work is tying existing lines and grinder stations into the newly installed main.

We are talking with MoDOT about this work. The water improvements should be covered at 100%. Only part of the sewer work is MoDOT reimbursable. We believe \$10,631.53 should be reimbursable. This work is included in the original Westside Sewer Agreement with MoDOT that is at approximately 67%.

Funding for this project can be obtained in 30-00-773182 MoDOT Mandated Projects in the amount of \$196,539 for the water improvements. This account will need a budget amendment at a future date if this work is approved. The sewer improvements can be obtained from 35-00-773177 Connecting Sewer in the amount of \$1,041,660.

The Engineering Department recommends approval of this modification in the amount of \$47,458.13.

City Administrator's Comments and Recommendation:

Concur with the recommendation of the City Engineer.



1000 City Parkway • Osage Beach, MO 65065
 City Hall [573] 302-2000 • Fax [573] 302-0528

March 18, 2011

CONTRACT MODIFICATION NO. 1

Hutchins Telecom Inc
 PO Box 28
 Belle, MO 65013
 Attn: Ben Garner

Reference: Contract No. OB10-024
 Connecting Sewer

Dear Mr. Garner:

In accordance with Article 9 of the General Conditions - Changes in the Work of your Construction Contract No. OB10-021 for the above referenced project you are hereby directed to perform the following changed and/or additional work. All work shall be in accordance with the applicable portions of the contract specifications.

	Item	Unit Price	Est. Qty.	Schedule of Values Amount \$
Sewer				
12a	8" Sewer connection Sta 45+70 dwg C-15	\$8,582.54	1	\$8,582.54
12b	Extra Depth Sewer Casing Sta 46+00 to 48+50 dwg C-16	\$2,989.44	1	\$2,989.44
12c	Tie in Grinder pump Sta 8+50 dwg C-03	\$1,541.80	1	\$1,541.80
12d	Tie in Grinder pump Sta 14+00 dwg C-13	\$1,229.31	1	\$1,229.31
12e	Bank removal Sta 48+50 dwg C-16	\$3,066.66	1	\$3,066.66
Total				\$17,409.75
Water				
18a	Extra Depth Water Casing Sta 7+16 dwg C-21 to 0+00 dwg C-22	\$2,989.45	1	\$2,989.45
18b	8" water connect Sta 5+50 dwg C-22	\$9,506.13	1	\$8,085.68
18c	Tie water service Sta 3+00 dwg C-22	\$3,240.54	1	\$3,240.54
18d	Extra Depth for Casing at Sta 14+50 C20	\$2,402.99	1	\$2,402.99
18e	Bank removal Sta 0+00 dwg C-22	\$3,066.66	1	\$3,066.66
18f	16 R/P Installed in Casing Sta 14+00 to 14+60 dwg C20	\$13,974.90	1	\$13,974.90
18g	12" Tie In Sta 2+50 dwg C-22	\$8,996.36	1	\$8,996.36
18h	Deduct 16" Tie In Sta 27+29 & 0+00 C-20	-\$6,354.10	2	-\$12,708.20
Total				\$30,048.38
Total				\$47,458.13

Compensation for the work performed shall be in as outlined below herein and shall be considered as full compensation for all labor, equipment, materials, and incidentals required to complete the accepted item(s).

Your Contract Amount is hereby revised as indicated:

Original Contract Amount		\$1,354,877.75
Contract Modification No. 1	INCREASE	\$47,458.13
Revised Contract Amount		\$1,402,335.88

Your contract period is adjusted by an additional 45 calendar days added to the contract completion date due to weather delays in January and February 2011. The contract time as modified herein shall be changed from June 5, 2011 to July 20, 2011.

Sincerely,

Nancy Viselli
City Administrator

Hutchins Telecom Inc hereby accepts the terms and conditions of Contract Modification No. 1.

Hutchins Telecom Inc

Date