



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](http://www.osagebeach.org)

OPEN MEETING

TENTATIVE AGENDA  
REGULAR MEETING  
August 4, 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**

- Resolution 2011-05. Resolution of Respect for Dave Gasper
- Resolution 2011-06. Resolution of Respect for Dave Severson

**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 07/14/11; 07/21/11 (Page 01)
- Bills (Page 10)

**UNFINISHED BUSINESS**

## **NEW BUSINESS**

- A. Lake Area Chamber of Commerce Request for Contribution for Hollywood Sign (Page 20)
- B. Bill No. 11-47. 2011 Budget Amendment to Allocate Additional Funds to MoDOT Mandated Projects. First and Second Readings (Page 21)
- C. Bill No. 11-48. Establishing a No Parking Zone at the Intersection of Dude Ranch Road and Nichols Road. First and Second Readings (Page 24)
- D. Bill No. 11-49. Establishing a No Parking Zone on Spindrifter Court at the Intersection of Spindrifter Court and Dude Ranch Road. First and Second Readings (Page 27)
- E. Bill No. 11-50. Vacation of Portion of Right of Way on Melody Lane. First and Second Readings (Page 30)
- F. Resolution 2011-07. Approval of Credit Card for Police Chief (Page 34)
- G. Authorize Organizational Certification and Directive Adding Todd Davis to the Special Police Projects Account (Page 37)
- H. Bid Award. Stone Crest Circle Reconstruction (Page 40)

## **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.

### **ADJOURN**

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

July 14, 2011

The Board of Aldermen of the City of Osage Beach, Missouri, met for a special meeting on Thursday, July 14, 2011, at 6:30 p.m. at City Hall. The following were present: Mayor Penny Lyons, Alderman Lois Farmer, Alderman David Gasper, Alderman Steve Kahrs, Alderman John Olivarri, Alderman Ron Schmitt and Alderman Kevin Rucker. Others present were City Administrator Nancy Viselli, Assistant City Administrator Jeana Albertson, Police Chief Todd Davis, City Treasurer Karri Bell, Building Official Ron White, Airport Manager Budd Hyde, Park and Recreation Manager Brian Willey, IT Manager Jim Davis, HR Specialist Cindy Leigh, Public Works Supervisor Rick King, City Planner Cary Patterson, City Attorney Ed Rucker, Luke Peterson, Programmer/Analyst and City Clerk Diann Warner.

**Oath of Office.**

City Clerk Diann Warner administered the oath of office to Todd Davis, Police Chief.

**GIS Presentation.**

IT Manager Jim Davis and Luke Peterson, Programmer, were present to demonstrate the mapping system that has been developed to accurately locate the City's assets. The various layers of information represent the location of fire hydrants, manholes, lift stations, gravity sewer lines, pressure sewer lines, water meters, etc. Additionally, statistical information associated with each map is available. Much of the data was developed using information from the utility billing system. The GIS system is a great tool to cross reference with the water and sewer master plan and for mapping other data as it becomes available such as the flood plain maps that will be available in the near future.

IT Manager Jim Davis said that to display photographs that are taken of a property, a piece of software is needed to tie into the GIS system.

**COLA.** Mayor Lyons announced that she has instructed Human Resources Specialist Cindy Leigh and City Administrator Nancy Viselli to include a recommendation for a Cost of Living Adjustment in the packet that will be distributed tomorrow.

**Second Quarter Budget Review.**

Assistant City Administrator Jeana Albertson explained that the budget numbers have now been audited and her report shows a synopsis of revenue and expenses for each fund.

Alderman Schmitt commented that the 2011 recap indicates an increase in revenues and a decrease in spending resulting in an excess of \$1 million. He said the sales tax receipts indicating more than \$105,000 above projections is encouraging. It also shows that for four consecutive months, revenues have been higher than projections. According to the City Treasurer's June 20, 2011 financial report, the Ambulance Fund and Lee C. Fine are both operating in the black. The revenue summary shows amounts to be 5.5% under amounts projected and expenses are 12% below budgeted amounts. Alderman Schmitt said that current trends are encouraging.

Alderman Olivarri said that it depends upon where the money is not being spent and it could be that it will be spent later in the year. Alderman Schmitt agreed stating that not much has been spent on

computers in the last five years and it will be a big expense when they are purchased.

Alderman Olivarri said the sales tax receipts are encouraging but it is not much ahead of last year. He added that the Board reduced projected revenue for 2011.

Alderman Rucker said the June financial statement shows only 46% in sales tax receipts but half the year is over. Assistant City Administrator Jeana Albertson explained that it is because more sales tax is received from July to December. Alderman Rucker said it looks like too much has been spent for personnel. City Administrator Nancy Viselli explained that the engineering interns are working six months and there are some fluctuations in personnel along with a reduction in health insurance costs. Alderman Rucker suggested that the Board continue to be diligent especially since there are many businesses that are closing which causes concern about sales tax revenue.

### **Cash Reserves Policy.**

Alderman Olivarri said this topic came up during the budget work sessions however the amount that should be in reserve was never determined. He added that there is an internal report that discusses budgeting for a three year period which would give some direction on the where the City is going. Assistant City Administrator Jeana Albertson said that capital budgeting is already being done in water and sewer and she is in the process of developing a similar budget for transportation, however capital budgeting is not done in the general fund.

Alderman Rucker commented that he is familiar with this type of budgeting and the key is developing a plan that is easily understood. He said that every project could be delayed but there are ongoing costs of operation such as payroll and utility costs. Mayor Lyons said many cities are happy with four to six months in reserve and they are more solid than and not as seasonal as Osage Beach. She added that the City Hall facility was built with cash and the park was constructed using money from the general fund. Alderman Rucker said that money could be saved for special projects that could be identified in a three year plan. Alderman Olivarri said a three year budget could be used as a forecasting tool to determine how to reach an identified goal or determine what the Board wants the reserve fund to do.

Assistant City Administrator Jeana Albertson commented that a vehicle rotation plan has been developed for the police department but a citywide fleet plan is needed. Alderman Schmitt commented that to pay the City's bills for six months, \$1.5 million in reserves is needed. Alderman Kahrs stated he thought the unwritten policy was to have six months of operating expenses in reserve. He added that a policy could be developed but he did not favor passing an ordinance. Alderman Kahrs asked that a plan be developed to identify essential personnel during emergency situations. Mayor Lyons said it is incumbent upon the City to provide services and take care of business.

City Treasurer Karri Bell wanted to clarify that the comments made by Heidi Chick of Williams Keepers, the City's auditors, about fund balances only affects one page in the audit. City Treasurer Karri Bell recommends no changes except to the new GASBY 54 rules. She added that a fund balance policy would not affect the City if the Board does not adopt a new policy as recommended by Ms. Chick.

Consensus was to develop a policy and define what the reserves would cover, and to develop a policy for all City funds.

Alderman Rucker questioned when addresses would be changed on the West side of the Grand

Glaize Bridge. City Planner Patterson indicated that notices would be sent 90 days prior to the opening of the new highway. He is hoping to make it official on January 1, 2012. Mr. Patterson added that Garmen and other GPS units jumped the gun by showing the West side of town as Osage Beach Parkway.

There being no further business to come before the Board of Aldermen, the meeting adjourned at 7:40 p.m.

---

Diann Warner, City Clerk

---

Penny Lyons, Mayor

# UNAPPROVED

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

July 21, 2011

The Board of Aldermen of the City of Osage Beach, Missouri, met to conduct a regular meeting on Thursday, July 21, 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 thanked Alderman Olivarri for representing the City at a meeting on Tuesday in Jefferson City. She reported that there were two other meetings on Tuesday that she had to attend. Tuesday morning, Mayor Lyons attended a meeting as Chairman of the Joint Sewer Board and answered questions on the ability to address wastewater management and the partnership success with Lake Ozark over the last twenty five years. Tuesday afternoon Mayor Lyons attended the Joint Sewer Board meeting. The company that manages the plant, Alliance, reported that the plant continues to produce good, clean effluent.

### **Citizens Communications.**

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

### **Consent Agenda.**

Alderman Olivarri moved to approve the consent agenda which includes minutes of the regular meeting held on July 7, 2011, the bill list as submitted and a liquor license for a caterer's license for October 1, 2011 to the Linn Creek/Osage Beach Lions Club. Alderman Rucker seconded the motion which was voted on and passed with Alderman Schmitt abstaining because he is a member of the Linn Creek/Osage Beach Lions Club.

### **Unfinished Business.**

#### **Bill No. 11-44. \***

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, ADOPTING AN AMENDMENT TO THE ZONING MAP OF THE CITY OF OSAGE BEACH, MISSOURI.

Zoning Map Amendment. Rezoning Case No. 357. Terry Ross requests rezoning of property located between Ledges Drive and Port Lane with frontage on Dude Ranch Road.

Mayor Lyons presented the second and final reading of Bill No. 11-44 by title only. It was noted that Bill No. 11-44 has been available for public review.

Alderman Olivarri moved to approve the second and final reading of Bill No. 11-44 as presented. Alderman Schmitt seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 11-44 and to pass same into Ordinance: "Ayes": Alderman Gasper, Alderman Olivarri, Alderman Rucker, Alderman Schmitt. "Nays": Alderman Kahrs, Alderman Farmer. Bill No. 11-44 was passed and approved as Ordinance No. 11.44.

\*The City Clerk received an e-mail from Mick Bednara asking that his protest of Bill No. 11-44 be included in the minutes. The email is attached.

## UNAPPROVED

**New Business.****Bill No. 11-46.**

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT WITH SHAFER, KLINE AND WARREN, INC. FOR THE DESIGN OF 3B AND LS D-18-54.

City Engineer Nick Edelman explained that Bill No. 11-46 is to award the engineering contract for the design of grinder station 3B and lift station D-18-54. These sewage stations are included in the 2011 budget.

Funding for this work is included in 35-00-773100 Engineering. The June 30 financial statements indicate that \$69,588.33 remains in this account. If all of the existing contracts and this contract utilize the entire not to exceed amount of funding, they will be over budget by less than \$2,000.

The Engineering Department recommends approval of this contract in an amount not to exceed \$60,253.

Mayor Lyons presented the first reading of Bill No. 11-46 by title only. It was noted that Bill No. 11-46 has been available for public review.

Alderman Rucker moved to approve the first reading of Bill No. 11-46 as presented. Alderman Farmer seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading of Bill No. 11-46 by title only.

Alderman Olivarri moved to approve the second and final reading of Bill No. 11-46 as presented. Alderman Schmitt seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 11-46 and to pass same into Ordinance: "Ayes": Alderman Olivarri, Alderman Kahrs, Alderman Rucker, Alderman Schmitt, Alderman Farmer, Alderman Gasper. "Nays": None. Bill No. 11-46 was passed and approved as Ordinance No. 11.46.

**Authorize a Lump Sum Cost of Living Adjustment for Full Time Employees.**

Alderman Rucker commented that in the recent work session, the month of May had the highest sales tax receipts in ten years; however, June was the second worst in a ten year period. He added that predicting sales tax revenue is difficult and if the COLA is approved, the Board must consider where the revenue is coming from. Alderman Rucker said that at the last meeting, discussion was held on the amount that should be held in reserve; however, that amount has not been determined. He added that staff is worth an increase and they have been very conservative on the 2010 and 2011 budgets, but the Board should be cautious.

Alderman Schmitt was encouraged by the sales tax revenues since it has increased the last four consecutive months however it is not predicted to improve.

Alderman Schmitt moved to postpone the discussion of the COLA for three months to see if revenues continue to increase. Alderman Olivarri seconded the motion.

## UNAPPROVED

Alderman Olivarri stated that revenues are only up \$37,000 over last year and he believed the Board would be in a better position to make a decision in three months.

Alderman Kahrs said it is a good idea to wait; further the City would not be in this position had the Board not reduced the projected revenue. Consensus was that staff is doing a good in keeping expenditures down.

The motion to postpone discussion of the lump sum cost of living adjustment for three months was voted on and unanimously passed.

### **Appointment to the Planning Commission.**

Mayor Lyons asked the Board to confirm the appointment of Michelle Myler to the Planning Commission. Alderman Olivarri said there is only one representative from Ward 3 on the Planning Commission and he asked Mayor Lyons to keep that in mind when making appointments. Mayor Lyons said she has tried to have equal representation in each ward however that has not worked out.

Alderman Kahrs moved to appoint Michelle Myler to the Planning Commission. Alderman Farmer seconded the motion which was voted on and unanimously passed.

### **Proposed Contract Modification No. 3 for Construction Contract OB10-024; Connecting Sewer Project.**

City Engineer Nick Edelman explained the proposed contract modification is for the conduit for the fiber optic line between City Hall and Public Works that is nearing completion. This modification will complete the conduit to Public Works and will install the fiber optics which will allow the transfer of information between the two City assets.

City Engineer Edelman said the other major expense on this contract modification is for asphalt repair. Bids for this project were solicited before the easements for the Palisades owners were completed. This is the property at 1037 Palisades Boulevard and water and sewer line through this parking lot were installed. We estimated that most of the asphalt would be destroyed however it was not included in the bidding documents since we did not know if we would get the easement. We have not come to an agreeable price with the contractor; therefore, a Force Account Item has been created with a not to exceed amount which will be done on a time and material basis.

City Engineer Edelman will be discussing reimbursement for the asphalt portion of the modification with MoDOT. The remaining part of this contract modification includes finalizing the as built quantities.

If this work is approved a budget amendment needs to be approved. Funding would come from multiple sources 30-00-773182 MoDOT Mandated Projects on the water side, 35-00-773177 Connecting Sewer, and 10-19-774267 Communication Equipment under Information Technology.

The Engineering Department recommended approval of this contract modification as written in the amount of \$54,604.83.

## UNAPPROVED

Alderman Rucker moved to approve Contract Modification No. 3 for OB10-024; Connecting Sewer Project in an amount not to exceed \$54,604.83. Alderman Farmer seconded the motion which was voted on and unanimously passed.

**Bid Award.** Mariner Circle, Swiss Village Road, Summit Circle and Winn Road

Three bids were received for this project and bids were opened on July 12, 2011. The low bidder is Hutchins Telecom in the amount of \$96,777.75.

The project includes three cul-de-sacs; two on Mariner Circle and one on Swiss Village Road that are being funded by the Osage Beach Special Road District. The work on Winn Road is to modify the existing drainage system. The work on Summit Circle is to fix a concrete drainage structure that is causing storm drainage problems.

The Mariner Circle, Swiss Village Road, and Winn Road work is being paid for by the Osage Beach Special Road District. City Engineer Nick Edelman attended the Osage Beach Special Road District meeting on Monday July 18, 2011 and they agreed to the amount. Overall the work is under budget.

Funding for the City's portion of this work will come from 20-00-773155 Misc. Streets. There is \$83,286.71 remaining in this account as of the June financial statement.

The Engineering Department recommends approval of this contract award to Hutchins Telecom.

Alderman Olivarri moved to award the bid for the Mariner Circle, Swiss Village Road, Summit Circle and Winn Road to the low bidder, Hutchins Telecom, LLC in the amount of \$96,777.75. Alderman Rucker seconded the motion which was voted on and unanimously passed.

**Bid Award.**

Superintendent of Public Works Rick King explained that bids were solicited from six vendors and Municipal Equipment was the only vendor to submit a bid since they have the franchise for the needed equipment. The budgeted amount for (13) 6.2 horsepower duplex panels, (9) 2 horsepower simplex panels, and (9) 2 horsepower duplex panels is \$59,535.00. The bid amount was \$55,624.00. Staff recommends the bid be awarded to Municipal Equipment. This will be charged to Account # 35 774255.

Alderman Farmer moved to award the bid for panels to Municipal Equipment in the amount of \$55,624.00. Alderman Gasper seconded the motion which was voted on and unanimously passed.

**Communications from Board Members.**

Alderman Olivarri. John Olivarri reported on a meeting he attended with Representative Diane Franklin to discuss the state park closings at Public Beach #2.

Alderman Schmitt. Ron Schmitt expressed his thanks to Lamar Advertising for the new sign at the entrance to the Osage Beach City Park.

## UNAPPROVED

Alderman Schmitt reported on a historical event.

**Staff Communications.**

City Attorney. Ed Rucker gave a brief update on the Stone Mansion located on Dude Ranch Road that was used as an event venue. An inspection of the pool was made and the inspection showed the pool needed work so no certificate of occupancy could be issued. An inspection will be conducted tomorrow when the house will be vacant.

City Engineer. Nick Edelman reported that the Street Department crew did some patching on the roads in Ozark Meadows rather than issuing a contract modification with the contractor. He said Public Works routinely works with the Engineering Department.

Superintendent of Public Works. Rick King reported that two more loads of sand are needed and they will be ready for the winter weather. He updated the Board on a control panel that burned and said it would be turned over to the insurance company. Mr. King reported that his son has returned safely from serving his second tour in Afghanistan.

There being no further business to come before the Board, the meeting adjourned at 7:12 p.m.

I, Diann Warner, City Clerk of the City of Osage Beach, Missouri, do hereby certify that the above foregoing is a true and complete journal of proceedings of the regular meeting of the Board of Aldermen of the City of Osage Beach, Missouri, held on July 21, 2011.

\_\_\_\_\_  
Diann Warner, City Clerk

\_\_\_\_\_  
Penny Lyons, Mayor

**Diann Warner**

---

**From:** Mick [osagerealtor@hotmail.com]  
**Sent:** Wednesday, July 06, 2011 8:17 AM  
**To:** Diann Warner  
**Subject:** RE: Rezoning case 357

Diane:

Please include our protest in the minutes for the hearing for this case.

Thank you,

Mick

July 6, 2011

City of Osage Beach Board of Alderman

RE: Case 357 (Amended)

Ross rezoning request from A1 to C1

We are requesting that you deny the request to rezone 4,615 sq. feet on Dude Ranch Road from A1 -Residential to C1 - General Commercial. While it may seem harmless to rezone this parcel to General Commercial, it is not. This is a significant change when you consider that it will allow the developer to add 25 additional parking spaces or increase the building size by 3,500 sq. feet to an already existing commercial property that was "grandfathered" in a residential area. The Dude Ranch Road corridor is a residential area with 2 marinas. And the Osage Beach Comprehensive Plan for this area is 100% residential. Increasing any commercial use would be inappropriate and detrimental to our residential neighborhoods and the city's plan for this area. Denying this request will not harm the owner nor will it hinder his ability to develop this property. He recently purchased this property at a fraction of its appraised value with full knowledge of its zoning. Please preserve our residential neighborhoods and deny this rezoning request.

Thank You.

Mick and Janell Bednara

**000010**

**CITY OF OSAGE BEACH  
BILLS LIST  
August 4, 2011**

<b>Bills Paid Prior to Board Meeting</b>	<b>150,980.24</b>
<b>Payroll Paid Prior to Board Meeting</b>	<b>129,190.26</b>
<b>SRF Transfer Prior to Board Meeting</b>	<b>220,223.00</b>
<b>TIF Transfer Prior to Board Meeting</b>	<b>198,455.66</b>
<b>TIF Pilots Transfer Prior to Board Meeting</b>	<b>0.00</b>
<b>Bills Pending Board Approval</b>	<b>300,255.52</b>
<b>Total Expenses</b>	<b><u>999,104.68</u></b>

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			<b>000011</b>	
ION-DEPARTMENTAL	General Fund	FAMILY SUPPORT PAYMENT CENTER	Case# 26v050500201	344.31
		MO DEPT OF REVENUE	BOOKS & MISC SALES TAX	1.36
			State Withholding	4,026.00
		INTERNAL REVENUE SERVICE	Fed WH	12,455.31
			FICA	5,018.66
			Medicare	1,732.66
		ICMA	Retirment 457 &	601.18
			Retirement 457	1,095.69
			Loan Repayments	1,089.18
			Loan Repayments	974.98
			401 Loan Payment	331.44
			401 Loan Payment	287.56
			Loan Repayments	225.63
			Retirement Roth IRA	235.00
			TOTAL:	28,418.96
Mayor & Board	General Fund	INTERNAL REVENUE SERVICE	FICA	168.43
			Medicare	39.42
		ICMA	Retirement 401	121.00
		PETTY CASH	PHOTO ALBUMS	6.49
			TOTAL:	335.34
Collector	General Fund	INTERNAL REVENUE SERVICE	FICA	6.20
			Medicare	1.45
			TOTAL:	7.65
City Administrator	General Fund	INTERNAL REVENUE SERVICE	FICA	404.96
			Medicare	94.71
		ICMA	Retirement 401	401.61
			TOTAL:	901.28
City Clerk	General Fund	INTERNAL REVENUE SERVICE	FICA	423.45
			Medicare	99.03
		ICMA	Retirement 401	401.33
		PETTY CASH	MILEAGE REIMB	9.95
			MILEAGE REIMB	36.50
			TOTAL:	970.26
City Treasurer	General Fund	INTERNAL REVENUE SERVICE	FICA	448.27
			Medicare	104.84
		ICMA	Retirement 401	447.27
			TOTAL:	1,000.38
Municipal Court	General Fund	INTERNAL REVENUE SERVICE	FICA	95.24
			Medicare	22.27
		ICMA	Retirement 401	92.76
			TOTAL:	210.27
City Attorney	General Fund	INTERNAL REVENUE SERVICE	FICA	270.01
			Medicare	63.15
		ICMA	Retirement 401	263.79
			TOTAL:	596.95
Building Inspection	General Fund	INTERNAL REVENUE SERVICE	FICA	317.23
			Medicare	74.19
		ICMA	Retirement 401	314.02

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			<b>000012</b>	
		PETTY CASH	CAR WASH	6.00
			TOTAL:	711.44
Building Maintenance	General Fund	AT & T/CITY HALL	JULY SERVICES	1,594.21
			TOTAL:	1,594.21
Parks	General Fund	AMEREN MISSOURI	LOWER DIAMOND LIGHTS	14.81
			BALL DIAMONDS CONS STAND	94.26
			HWY 42 BALL PK LTS	13.56
		INTERNAL REVENUE SERVICE	FICA	332.31
			Medicare	77.72
		ICMA	Retirement 401	213.32
		WILLEY, BRIAN	SHOP FAN	53.25
			TOTAL:	799.23
Human Resources	General Fund	WHITE, RON	DRIVING CONTEST LUNCH TIP	20.00
		ALBERTSON, JEANA	REIMB SEWER DEPT LUNCH TIP	15.00
		INTERNAL REVENUE SERVICE	FICA	114.83
			Medicare	26.86
		LEIGH, CINDY	MPR CONFERENCE EXPENSES	228.14
		ICMA	Retirement 401	113.98
		WYRICK, BRANDON	TUITION REIMB	247.50
			TOTAL:	766.31
Overhead	General Fund	PETTY CASH	WASTE WATCHER TRUCK TITLE	11.00
			POSTAGE	6.32
			POSTAGE	0.44
			PENS	5.34
		MIDWEST PUBLIC RISK OF MISSOURI	CLERCAL/PD WC 7/1/08-6/30/	32,973.12
		WILLEY, BRIAN	AIR COMPRESSOR	160.00
			TOTAL:	33,156.22
Police	General Fund	INTERNAL REVENUE SERVICE	FICA	2,872.53
			Medicare	671.79
		ICMA	Retirement 401	2,806.14
		LINN CREEK POLICE DEPARTMENT	TRAINING - S EIDSON	25.00
			TOTAL:	6,375.46
911 Center	General Fund	AT & T/CITY HALL	JUL 911 SERVICE	1,326.00
		INTERNAL REVENUE SERVICE	FICA	790.91
			Medicare	184.97
		ICMA	Retirement 401	798.89
			TOTAL:	3,100.77
Planning	General Fund	INTERNAL REVENUE SERVICE	FICA	265.61
			Medicare	62.12
		ICMA	Retirement 401	261.15
		PETTY CASH	EASEMENT	54.00
			TOTAL:	642.88
Engineering	General Fund	INTERNAL REVENUE SERVICE	FICA	606.93
			Medicare	141.96
		ICMA	Retirement 401	413.88
			TOTAL:	1,162.77
Information Technology	General Fund	INTERNAL REVENUE SERVICE	FICA	291.55

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			<b>000013</b>	
			Medicare	68.18
		ICMA	Retirement 401	<u>283.06</u>
			TOTAL:	642.79
NON-DEPARTMENTAL	Transportation	MO DEPT OF REVENUE	State Withholding	322.18
		INTERNAL REVENUE SERVICE	Fed WH	1,063.43
			FICA	449.85
			Medicare	155.30
		ICMA	Retirement 457	50.00
			Loan Repayments	<u>34.92</u>
			TOTAL:	2,075.68
Transportation	Transportation	AMEREN MISSOURI	STREET LIGHTS	2,863.08
			STREET LIGHTS	1,093.03
		AMEREN MISSOURI	PALISADES COMMON LTG	80.16
		INTERNAL REVENUE SERVICE	FICA	664.07
			Medicare	155.29
		ICMA	Retirement 401	666.04
		MIDWEST PUBLIC RISK OF MISSOURI	STREET DEPT WC 7/1/08-6/30	<u>9,785.03</u>
			TOTAL:	15,306.70
NON-DEPARTMENTAL	Water Fund	MO DEPT OF REVENUE	WATER SALES TAX	2,375.73
			State Withholding	232.35
		INTERNAL REVENUE SERVICE	Fed WH	721.74
			FICA	297.08
			Medicare	102.54
		ICMA	Retirement 457	25.00
			Loan Repayments	16.89
			Loan Repayments	22.97
			401 Loan Payment	64.32
			401 Loan Payment	75.98
			Loan Repayments	68.06
		CAMDEN COUNTY RECORDER OF DEEDS	WATER LIEN	<u>14.00</u>
			TOTAL:	4,016.66
Water	Water Fund	AMEREN MISSOURI	BLUFF RD WATER TOWER	817.45
			COLLEGE WELL BEHIND CHURCH	32.05
			HOLIDAY SHORES WELL	17.99
		RICHARDS, RON	MILEAGE REIMB 07/06-07/12/	22.64
			MILEAGE REIMB 07/13-07/19/	22.64
		INTERNAL REVENUE SERVICE	FICA	438.54
			Medicare	102.57
		ICMA	Retirement 401	438.51
		BRIZENDINE, TERRY	MILEAGE REIMB 07/06-07/12/	17.76
			MILEAGE REIMB 07/13-07/19/	13.32
		DEGRAZIA, PHIL	MILEAGE REIMB 07/13-07/19/	24.42
		PETTY CASH	TITLE WATER DEPT VEH	11.00
		MIDWEST PUBLIC RISK OF MISSOURI	WATER DEPT WC 7/1/08-6/30/	5,998.51
		RUBLE, JUSTIN	MILEAGE REIMB 07/13-07/19/	<u>18.87</u>
			TOTAL:	7,976.27
NON-DEPARTMENTAL	Sewer Fund	MO DEPT OF REVENUE	State Withholding	405.47
		INTERNAL REVENUE SERVICE	Fed WH	1,296.68
			FICA	535.57
			Medicare	184.90
		ICMA	Retirement 457	45.00

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
				<b>000014</b>
			Loan Repayments	149.90
			Loan Repayments	56.78
			401 Loan Payment	108.67
		CAMDEN COURT	Case #07CM-AC00640	200.83
			Case No. 10CM-AC00321	189.06
		CAMDEN COUNTY RECORDER OF DEEDS	SEWER LIEN	14.00
			TOTAL:	3,186.86
Sewer	Sewer Fund	AMEREN MISSOURI	835 E 42 HWY LIFT STATION	17.70
			4019 54 HWY GRINDER STATIO	9.33
			3797 OSAGE BEACH PKWY PUMP	16.29
			3889 OSAGE BEACH PKWY GRIN	9.33
			749 42 HWY LIFT STATION	9.51
			800 42 HWY LIFT STATION	11.92
		INTERNAL REVENUE SERVICE	FICA	790.59
			Medicare	184.88
		OWENS, BRIAN	MILEAGE REIMB 07/06-07/12/	58.83
		ICMA	Retirement 401	784.18
		MCELROY, SHAWN	MILEAGE REIMB 07/13-07/19/	102.56
		PEDROLA, TOM	MILEAGE REIMB 07/13-07/19/	83.81
		MIDWEST PUBLIC RISK OF MISSOURI	SEWER DEPT WC 7/1/08-6/30/	5,325.37
		DOLLISON, JOE	MILEAGE REIMB 07/13-07/19/	8.33
			TOTAL:	7,412.63
ION-DEPARTMENTAL	Ambulance Fund	MO DEPT OF REVENUE	State Withholding	368.00
		INTERNAL REVENUE SERVICE	Fed WH	1,309.04
			FICA	459.29
			Medicare	158.59
			TOTAL:	2,294.92
Ambulance	Ambulance Fund	INTERNAL REVENUE SERVICE	FICA	678.02
			Medicare	158.59
		ICMA	Retirement 401	555.19
		MIDWEST PUBLIC RISK OF MISSOURI	AMB DEPT WC 7/1/08-6/30/09	10,440.74
		AMBULANCE REIMBURSEMENT SYSTEMS INC	AMBULANCE BILLING FEES	1,642.98
			TOTAL:	13,475.52
ION-DEPARTMENTAL	Lee C. Fine Airpor	MO DEPT OF REVENUE	LCF SALES TAX	3,835.32
			State Withholding	132.27
		INTERNAL REVENUE SERVICE	Fed WH	483.46
			FICA	236.97
			Medicare	81.81
		ICMA	Retirment 457 &	112.30
			Loan Repayments	16.89
			TOTAL:	4,899.02
ee C. Fine Airport	Lee C. Fine Airpor	AMEREN MISSOURI	LCF RD WELL	9.33
			KAISER TERMINAL BLDG	545.34
			AIRPORT HANGAR	83.97
		INTERNAL REVENUE SERVICE	FICA	349.81
			Medicare	81.82
		ICMA	Retirement 401	269.44
		MIDWEST PUBLIC RISK OF MISSOURI	LCF AIRPORT WC 7/1/08-6/30	3,053.62
			TOTAL:	4,393.33
ION-DEPARTMENTAL	Grand Glaize Airpo	MO DEPT OF REVENUE	GG SALES TAX	4.69

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
				<b>000015</b>
			State Withholding	116.73
		INTERNAL REVENUE SERVICE	Fed WH	394.36
			FICA	201.82
			Medicare	69.68
		ICMA	Retirment 457 &	74.86
			TOTAL:	862.14
Grand Glaize Airport	Grand Glaize Airpo	INTERNAL REVENUE SERVICE	FICA	297.93
			Medicare	69.67
		ICMA	Retirement 401	266.13
		MIDWEST PUBLIC RISK OF MISSOURI	GG AIRPORT WC 7/1/08-6/30/	3,053.61
			TOTAL:	3,687.34

----- FUND TOTALS -----

10	General Fund	81,393.17
20	Transportation	17,382.38
30	Water Fund	11,992.93
35	Sewer Fund	10,599.49
40	Ambulance Fund	15,770.44
45	Lee C. Fine Airport Fund	9,292.35
47	Grand Glaize Airport Fund	4,549.48
-----		
GRAND TOTAL:		150,980.24
-----		

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			<b>000016</b>	
Mayor & Board	General Fund	LAKE OZARKS CONVENTION & VISITOR BUREAU	ANNUAL MEMBERSHIP	180.00
			TOTAL:	180.00
City Administrator	General Fund	STAPLES ADVANTAGE	WRIST PILLOWS, PENS	59.91
			TOTAL:	59.91
City Clerk	General Fund	MO DEPT OF REVENUE	JUN MONTHLY SALES TAX REPO	35.00
			TOTAL:	35.00
Building Inspection	General Fund	QUILL	SHEET PROTECTORS	15.29
			SHEET PROTECTORS, STAPLER	22.93
			SHEET PROTECTORS	15.29
			SHEET PROTECTORS	15.29
		FLEET ONE	BLDG DEPT FUEL	129.00
			TOTAL:	136.64
Building Maintenance	General Fund	EZARD'S ACE HARDWARE	INSECTICIDE	7.49
		GB MAINTENANCE SUPPLY	ORANGE BURST	48.90
			CUPS, TOWELS, LINERS	379.14
		CONSOLIDATED ELECTRICAL DISTR, INC	BULBS	44.04
			FLR LAMPS	50.10
		PRAIRIEFIRE COFFEE & ROASTERS	COFFEE, HOT CHOCOLATE	98.75
		GEO-ENTERPRISES, INC	REPAIR AC UNIT IN DPS	575.35
			LOCKOUT RELAY	120.20
		WM LAMPTRACKER, INC	FLUORESCENT BULB DISPOSAL	73.60
			TOTAL:	1,397.57
Parks	General Fund	EZARD'S ACE HARDWARE	WEEDEATER HEADS	35.98
			LINK CHAIN QUICK 3/16" 20	3.58
			FASTENERS	22.28
		FLEET ONE	PARKS FUEL	134.74
			PARKS FUEL	227.22
		SHERWIN-WILLIAMS	SHERSTRIPE	44.28
		HIGH BROTHERS LUMBER CO	TELESCOPING WAND	196.73
			TOTAL:	664.81
Human Resources	General Fund	NEW DIRECTIONS BEHAVIORAL HEALTH	QUARTERLY EAP SERVICES	580.62
		BANKCARD CENTER 5106	CITY BUCKS	2,000.00
			TOTAL:	2,580.62
Police	General Fund	WALMART COMMUNITY BRC	LAM SHEETS, CORK, CANNED A	47.99
			FOG LAMP BULBS	13.56
			POOL NOODLES, DUCT TAPE	65.13
		ED ROEHR SAFETY PRODUCTS INC	CHARGING BASES	76.05
		EZARD'S ACE HARDWARE	STAPLEGUN, STAPLES	37.77
		FLEET ONE	PUBLIC SAFETY FUEL	1,768.36
			PUBLIC SAFETY CAR WASH	74.00
			PUBLIC SAFETY FUEL	1,378.47
			PUBLIC SAFETY CAR WASH	46.00
		JEAN GENTLE'S OZARK FORD	SEATBELT INSTALLATION	96.20
		LARRY'S LAKESIDE AUTO REPAIR INC	OIL CHG, ROTATE TIRES #30	47.33
			OIL CHG, ROTATE TIRES #27	54.04
			OIL CHG, BALANCE #25	66.79
		STAPLES ADVANTAGE	PAPER, TONR, MILITRS, CORR	295.56
		ALPHAGRAPHICS	BUS. CARDS - DAVIS, ARNALL	130.00
			TOTAL:	4,197.25

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			<b>000017</b>	
Planning	General Fund	FLEET ONE	PLANNING FUEL	94.70
		CHAMPLAIN PLANNING PRESS	ANNUAL SUBSCRIPTION	165.00
			TOTAL:	259.70
Engineering	General Fund	FLEET ONE	CITY ENG FUEL	56.36
			CITY ENG FUEL	60.06
		LASER SPECIALIST INC	CABLE	102.16
		HD SUPPLY WATERWORKS LTD	KRYLON QUIK-MARK PINK	48.36
		BANKCARD CENTER 5106	GRADE STAKES, FIBRGLASS DR	58.71
			TOTAL:	325.65
Information Technology	General Fund	TYLER TECHNOLOGIES	ANNUAL MAINT AGREEMENT	10,606.05
			TOTAL:	10,606.05
Transportation	Transportation	QUILL	INK CARTRIDGES	33.29-
			INK CARTRIDGES	33.52
		WALMART COMMUNITY BRC	T WATERSEAL, DECK SPRAYER	59.97
		EZARD'S ACE HARDWARE	BLKTOP CRACK SEAL	9.99
		FLEET ONE	TRANS FUEL	473.35
			TRANS FUEL	876.98
		GB MAINTENANCE SUPPLY	TOWELS, CUPS	23.14
		HDR INC	KK TO LAZY DAYS STREET LIG	13,420.00
		O'REILLY AUTO PARTS	ANTIFREZ	10.99
		PRAIRIEFIRE COFFEE & ROASTERS	COFFEE, CHOCOLATE, SUGAR,	47.65
		PRECISION AUTO & TIRE SERVICE LLC	OIL CHANGE #55	41.95
			OIL CHANGE #54	47.05
		APAC MO INC	2" CLEAN	401.31
		DREDGING, INC	CREEK SAND	224.48
			CREEK SAND	182.80
			CREEK SAND	207.84
		UNIFIRST CORPORATION	STREET DEPT UNIFORMS	30.08
			STREET DEPT FLOOR MATS	6.45
			STREET DEPT UNIFORMS	30.08
			STREET DEPT FLOOR MATS	6.45
			TOTAL:	16,100.79
Water	Water Fund	UMB BANK NA	2007 TURSTEE FEE	317.16
			2002 DNR ADMIN FEE	91,503.44
			2002 TRUSTEE FEE	2,594.39
		QUILL	INK CARTRIDGES	33.29-
			INK CARTRIDGES	33.52
		EZARD'S ACE HARDWARE	PAINT, THINNER, TRAY, ROLL	54.83
		FLEET ONE	WATER FUEL	384.50
			WATER FUEL	557.70
		GB MAINTENANCE SUPPLY	TOWELS, CUPS	23.14
		HDR INC	WATER/SEWER ALIGNMENT SERV	4,485.00
		GOEHRI, GEORGE	AUG INSURANCE PREMIUM	77.69
		HACH CO	FLUORIDE REAGENT	263.07
		MO ONE CALL SYSTEM INC	LOCATES	104.65
		STAPLES ADVANTAGE	BATTERY BACKUP	129.99
		O'REILLY AUTO PARTS	LINER, HOOP II STEP	85.98
			PROTCT, MICRO FIBER CLOTH	11.98
			ANTIFREEZE	12.99
			PAPER TOWELS	7.47
		PRAIRIEFIRE COFFEE & ROASTERS	COFFEE, CHOCOLATE, SUGAR,	47.65
		ATKISSON & SON PUMP SERVICE	PRESSURE GUAGE	5.20

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			<b>000018</b>	
		HD SUPPLY WATERWORKS LTD	1" HOLE SAW	30.40
			1" CARBIDE HOLE SAW	57.24
			VALVE BOX LID	12.50
		CARD SERVICES 4091	RUBBER UTILITY MAT	12.99
			TRUCK BOX	264.99
		UNIFIRST CORPORATION	WATER DEPT UNIFORMS	20.93
			WATER DEPT FLOOR MATS	6.45
			WATER DEPT UNIFORMS	23.52
			WATER DEPT FLOOR MATS	6.45
		UNDERGROUND UTILITY SYSTEMS LLC	OB11-002 WATERLINE RELOCAT	18,832.05
			TOTAL:	119,934.58
Sewer	Sewer Fund	UMB BANK NA	2001 TRUSTEE FEE	461.72
			2005 DNR ADMIN FEE	20,344.40
			2005 TRUSTEE FEE	592.23
		QUILL	INK CARTRIDGES	33.29-
			INK CARTRIDGES	33.52
		MCDUFFEY LAB	FECAL ANALYSIS	20.00
		MEAD O'BRIEN INC	LIQUID LEVEL CONTROLS	788.97
		EZARD'S ACE HARDWARE	WATER PRESSURE GUAGE	11.99
			BRASS COUPLING	4.99
			CABLE TIES	49.96
			SHOVEL	24.99
		ROEMERS HEAVY EQUIPMENT	RADIATOR REPAIR #64	65.00
		FLEET ONE	SEWER FUEL	385.90
			SEWER FUEL	501.13
		GB MAINTENANCE SUPPLY	TOWELS, CUPS	23.15
		HDR INC	WATER/SEWER ALIGNMENT SERV	4,485.00
		MO ONE CALL SYSTEM INC	LOCATES	104.65
		O'REILLY AUTO PARTS	2 BATTERIES	170.98
		CONSOLIDATED ELECTRICAL DISTR, INC	PVC, COND,SEALS, SPLT BOLT	293.83
			PVC, SPLIT BOLTS, TAP CONN	182.97
		PRAIRIEFIRE COFFEE & ROASTERS	COFFEE, CHOCOLATE, SUGAR,	47.65
		PRESTO DYECHEM CO	GREEN DYE TABLETS	149.50
		LAKE OZARK-OSAGE BEACH JOINT SEWER PLA	TREATMENT PLANT OPERATION	32,041.61
			TREATMENT PLANT EXPANSION	1,934.00
		BOWLING ELECTRIC MACHINE	CAPACITORS	383.75
		HD SUPPLY WATERWORKS LTD	PVC	115.40
		PRECISION AUTO & TIRE SERVICE LLC	BLOWER MOTOR #72	166.86
		CARD SERVICES 4091	BOOTS - OWENS, EARP, STRAP	252.95
		JCI	PUMP REPAIR #SN NOT AVAILA	995.00
		UNIFIRST CORPORATION	SEWER DEPT UNIFORMS	48.81
			SEWER DEPT FLOOR MATS	6.45
			SEWER DEPT UNIFORMS	47.53
			SEWER DEPT FLOOR MATS	6.45
			TOTAL:	64,708.05
Ambulance	Ambulance Fund	WALMART COMMUNITY BRC	BLEACH, LIQ DET, BOUNCE	36.31
		FLEET ONE	AMB FUEL	285.52
			AMB FUEL	131.68
		KING, DR ROBERT D	JUL MEDICAL DIRECTOR SERVI	1,000.00
			TOTAL:	1,453.51
Lee C. Fine Airport	Lee C. Fine Airpor	WALMART COMMUNITY BRC	ICE	28.50
		EZARD'S ACE HARDWARE	HOSE CAP, LITHIUM BATTERY	5.78
		FLEET ONE	LCF FUEL	72.93

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
				<b>000019</b>
			LCF CAR WASH	0.00
		NAEGLER OIL CO	JET A FUEL	27,706.35
			JET A FUEL	27,893.85
		BOWLING ELECTRIC MACHINE	G585 MOTOR	409.95
		BUTLER SUPPLY CO	CONTACTORS	173.46
			TOTAL:	56,290.82
Grand Glaize Airport	Grand Glaize Airpo	FLEET ONE	GG FUEL	56.87
			GG FUEL	0.00
		NAEGLER OIL CO	AV GAS	17,871.44
			TOTAL:	17,928.31
NON-DEPARTMENTAL	T.I.F. - Prewitt's	UMB BANK NA	PREWITTS PT TIF ADMIN FEES	3,396.26
			TOTAL:	3,396.26

----- FUND TOTALS -----

10	General Fund	20,443.20
20	Transportation	16,100.79
30	Water Fund	119,934.58
35	Sewer Fund	64,708.05
40	Ambulance Fund	1,453.51
45	Lee C. Fine Airport Fund	56,290.82
47	Grand Glaize Airport Fund	17,928.31
60	T.I.F. - Prewitt's Point	3,396.26
GRAND TOTAL:		300,255.52

-----

**Submission Date:** July 27, 2011

**Submitted By:** City Clerk

**Board Meeting Date:** August 4, 2011

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

**Description of Item:**

Contribution Request – Hollywood Sign

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

Lake Area Chamber, Citizens and Visitors of Osage Beach and Lake Ozark

**Why is Board Action Required?**

Requesting unbudgeted contribution

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

The Board will be asked for a contribution

**Are there any deadlines associated with this action?**

Uncertain

**Comments and Recommendation of Department:**

None

**City Administrator Comments and Recommendation:**

Joe Roeger, who is on the Board of Directors for the Lake Area Chamber requested to be placed on the agenda to make a presentation to the Mayor and Board on the “Hollywood Sign” being proposed and to request a contribution from the City of Osage Beach.

According to Mr. Roeger, MoDOT has approved their permit application.

**Submission Date:** July 25, 2011  
**Submitted By:** City Engineer  
**Board Meeting Date:** August 4, 2011

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

**Description of Item:**

Bill No. 11-47 - Request to amend the 2011 Budget by allocating additional funds to 30-00-773182 MoDOT Mandated Project and line item 10-19-774267 Communication Equipment

**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 No. 11-47 amending the 2011 Budget.

**Are there any deadlines associated with this action?**

These items allocate the funds necessary for the completion of the Connecting Sewer Project

**Comments and Recommendation of Department:**

Bill No. 11-47 allocates the additional funds necessary for the completion of the Connecting Sewer project. As discussed at the July 21<sup>st</sup> Board of Aldermen Meeting, a budget amendment would be required.

Line Item 30-00-773182 MoDOT Mandated Project needs an additional \$11,983.72. I have talked with a representative of MoDOT about the additional work. He is acceptable

**000022**

with the additional work. MoDOT will be reimbursing the City once the construction project is complete.

Line Item 10-19-774267 Communication Equipment needs an additional \$9,706.51. The General Fund should not exceed the budgeted amount due to the contingency fund not being spent at this point. However, should the contingency funds be used and the entire General Fund exceed the budgeted amount, then a budget amendment can be done at a later date.

The Engineering Department recommends approval of Bill No. 11-47 and a first and second reading are requested.

**City Administrator Comments and Recommendation:**

Concur with the recommendation of the City Engineer.

BILL NO. 11-47

ORDINANCE NO. 11.47

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING ORDINANCE NO. 10.75 ADOPTING THE 2011 ANNUAL BUDGET, ALLOCATION OF ADDITIONAL FUNDS 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 is hereby amended by allocating an additional \$11,984 to line item 30-00-773182 designated as MoDOT Mandated Project increasing line item 30-00-773182 from \$272,548 to \$284,532.

Section 2. That the 2011 Annual Budget adopted as Ordinance No. 10.75 is hereby amended by allocating an additional \$9,707 to line item 10-19-774267 designated as Communication Equipment increasing line item 10-19-774267 from \$20,000 to \$29,707.

Section 3. In all other respects the 2011 Annual Budget adopted in Ordinance No.10.75 shall remain in full force and effect.

Section 4. 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. 11.47 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 No. 11.47.

\_\_\_\_\_  
Penny Lyons, Mayor

\_\_\_\_\_  
Date

ATTEST:

\_\_\_\_\_  
Diann Warner, City Clerk

**Submission Date:** July 27, 2011  
**Submitted By:** City Attorney  
**Board Meeting Date:** August 4, 2011

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

**Description of Item:**

Bill No. 11-48 - Establishing Dude Ranch Road beginning at the intersection of Dude Ranch Road and Nichols Road to the end of Dude Ranch Road as a no parking area

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

Homeowners and Condo owners and residents on Dude Ranch Road and the general public.

**Why is Board Action Required?**

Board action is required to amend an ordinance.

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

Request first and second readings of Bill No. 11-48.

**Are there any deadlines associated with this action?**

No.

**Comments and Recommendation of Department:**

This amendment is in proper form if the Board desires to ban all parking on Dude Ranch Road.

**City Administrator Comments and Recommendation:**

As a collector road serving one of the most heavily populated peninsulas in Osage Beach, parking should be prohibited.

BILL NO. 11-48

ORDINANCE NO. 11.48

AN ORDINANCE TO AMEND SCHEDULE III. PARKING RESTRICTIONS, OF THE OSAGE BEACH CODE OF ORDINANCES ESTABLISHING DUDE RANCH ROAD BEGINNING AT THE INTERSECTION OF DUDE RANCH ROAD AND NICHOLS ROAD TO THE END OF DUDE RANCH ROAD AS A NO PARKING AREA.

Whereas the Board of Aldermen find that the City Traffic Engineer acting under the authority of City Code Section 315.010 has found that a hazard exists and under the authority of City Code Section 355.010 recommends placement of NO PARKING signs on Dude Ranch Road at various locations established by the City Engineer with the specific intent that no parking in the street be allowed on either side of the street.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, MISSOURI, AS FOLLOWS, WIT.

Section 1. That the entry on Schedule III. Parking Restrictions Table III-A, Prohibited Parking at All Times listing "Dude Ranch Road from 5654 for 1000 feet, - No Parking Any Time" is hereby repealed in its entirety and a new entry is hereby enacted in its place to read as follows: Dude Ranch Road beginning at the intersection of Nichols Road and Dude Ranch Road to the end of Dude Ranch Road- No Parking Any Time.

Section 2. Severability

The chapters, sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or otherwise invalid by the valid judgement or degree of any Court of any competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the same would have been enacted by the Board of Aldermen without the incorporation in this ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

Section 3. Repeal of Ordinances not to affect liabilities, etc.

Whenever any part of this ordinance shall be repealed or modified, either expressly or by implication, by a subsequent ordinance, that part of the ordinance thus repealed or modified shall continue in force until the subsequent ordinance repealing or modifying the ordinance shall go into effect unless therein otherwise expressly provided; but no suit, prosecution, proceeding, right, fine or penalty instituted, created, given, secured or accrued under this ordinance previous to its repeal shall not be affected, released or discharged but may be prosecuted, enjoined and recovered as fully as if this ordinance or provisions had continued in force, unless it shall be therein otherwise expressly provided.

READ FIRST TIME: \_\_\_\_\_ READ SECOND TIME: \_\_\_\_\_

I hereby certify that the above Ordinance No. 11.48 was duly passed on \_\_\_\_\_, 2011 by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

**000026**

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 No. 11.48.

\_\_\_\_\_  
Penny Lyons, Mayor

\_\_\_\_\_  
Date

ATTEST:

\_\_\_\_\_  
Diann Warner, City Clerk

**Submission Date:** July 27, 2011  
**Submitted By:** City Attorney  
**Board Meeting Date:** August 4, 2011

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

**Description of Item:**

Bill No. 11-49 - Establishing Spindrifter Court beginning at the intersection of Spindrifter Court and Dude Ranch Road to the end of Spindrifter Court as a no parking area.

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

Homeowners and Condo owners and residents on Spindrifter Court and the general public.

**Why is Board Action Required?**

Board action is required to amend an ordinance.

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

Request first and second readings of Bill No. 11-49.

**Are there any deadlines associated with this action?**

No.

**Comments and Recommendation of Department:**

This amendment is in proper form if the Board desires to ban all parking on Spindrifter Court, which action has been requested.

**City Administrator Comments and Recommendation:**

It appears that residents along Spindrifter Court are requesting no parking along this roadway due to the narrowness of the road.

AN ORDINANCE TO AMEND SCHEDULE III. PARKING RESTRICTIONS, OF THE OSAGE BEACH CODE OF ORDINANCES ESTABLISHING SPINDRIFTER COURT BEGINNING AT THE INTERSECTION OF SPINDRIFTER COURT AND DUDE RANCH ROAD TO THE END OF SPINDRIFTER COURT AS A NO PARKING AREA.

Whereas the Board of Aldermen find that it is in the best interest of the City that there be placed NO PARKING signs on Spindrifter Court at various locations established by the City Engineer with the specific intent that no parking in the street be allowed on either side of the street.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, MISSOURI, AS FOLLOWS, WIT.

Section 1. That Schedule III. Parking Restrictions Table III-A, Prohibited Parking at All Times be amended by adding a new entry is hereby enacted to read as follows: Spindrifter beginning at the intersection of Dude Ranch Road and Spindrifter to the end of Spindrifter – No Parking Any Time.

Section 2. Severability

The chapters, sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or otherwise invalid by the valid judgement or degree of any Court of any competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the same would have been enacted by the Board of Aldermen without the incorporation in this ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

Section 3. Repeal of Ordinances not to affect liabilities, etc.

Whenever any part of this ordinance shall be repealed or modified, either expressly or by implication, by a subsequent ordinance, that part of the ordinance thus repealed or modified shall continue in force until the subsequent ordinance repealing or modifying the ordinance shall go into effect unless therein otherwise expressly provided; but no suit, prosecution, proceeding, right, fine or penalty instituted, created, given, secured or accrued under this ordinance previous to its repeal shall not be affected, released or discharged but may be prosecuted, enjoined and recovered as fully as if this ordinance or provisions had continued in force, unless it shall be therein otherwise expressly provided.

Section 4. That this Ordinance shall be in full force and effect from date of passage.

READ FIRST TIME: \_\_\_\_\_:READ SECOND TIME: \_\_\_\_\_

I hereby certify that the above Ordinance No. 11.49 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: \_\_\_\_\_

**000029**

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 No. 11.49

\_\_\_\_\_  
Penny Lyons, Mayor

\_\_\_\_\_  
Date

ATTEST:

\_\_\_\_\_  
Diann Warner, City Clerk

**Submission Date:** July 28, 2011  
**Submitted By:** City Engineer  
**Board Meeting Date:** August 4, 2011

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

**Description of Item:**

Bill No. 11-50 - Vacate a portion of City Right of Way on Melody Lane

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

Citizens of Osage Beach, Mr. McFarland, and City Staff.

**Why is Board Action Required?**

Board approval required for purchases over \$5000.

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

Request first and second readings of Bill No. 11-50.

**Are there any deadlines associated with this action?**

Mr. McFarland is trying to rebuild his deck and the first step is to vacate the right of way that is in his house.

**Comments and Recommendation of Department:**

This Quit Claim Deed will vacate the right of way that is located within the house of Mr. McFarland at 5270 Melody Lane. This is excess right of way that the City does not need.

The Engineering Department recommends vacating the right of way. A first and second reading is requested.

**City Administrator's Comments and Recommendation:**

Concur with the recommendation of the City Engineer.

BILL NO. 11-50

ORDINANCE NO. 11.50

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE THE QUIT CLAIM DEED VACATING AN EASEMENT NO LONGER NEEDED BY THE CITY.

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

Section 1. That the Board of Aldermen of the City of Osage Beach has determined it is in the best interest of the City to authorize the Mayor to execute the Quit Claim Deed vacating an easement no longer needed by the City and attached as Exhibit A.

Section 2. That the Board of Aldermen hereby authorizes the Mayor to execute the Quit Claim Deed on behalf of the City of Osage Beach.

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

READ FIRST TIME: \_\_\_\_\_ READ SECOND TIME: \_\_\_\_\_

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2011.

I hereby certify that the above Ordinance No. 11.50 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 No. 11.50.

\_\_\_\_\_  
Penny Lyons, Mayor

\_\_\_\_\_  
Date

ATTEST:

\_\_\_\_\_  
Diann Warner, City Clerk

**QUIT-CLAIM DEED**

This Indenture, made on the \_\_\_\_\_ day of \_\_\_\_\_, 2011 A.D., by and between **THE CITY OF OSAGE BEACH**, 1000 City Parkway, Osage Beach, Missouri 65065, grantor of the County of Camden, State of Missouri party of the first part, and **RICKY D. MCFARLAND**, 5270 Melody Lane, Osage Beach, Missouri 65065, grantee of the County of Camden, State of Missouri party of the second part. **WITNESSETH**, that the said party of the first part, do by these presents, **REMISE, RELEASE and FOREVER QUIT CLAIM** unto the said party of the second part, the following described lot, tract or parcel of land, lying, being and situated in the County of Camden and State of Missouri, to-wit:

A tract of land being a part of an 80.0 ft. right-of-way as described in Book 592, page 890, Camden County Records, Camden County, Missouri, more particularly described as follows: "From the West quarter-corner of Section 11, Township 39 North, Range 16 West, run east along said quarter-section line 1,074.2 feet; thence North 39°40' East 197.2 feet; thence North 24°45' East 85.2 feet to point located on the common lot line of Lots 3 and 4 of Shore Acres, a subdivision of record at Camden County, Missouri; thence along and with said lot line North 55°16' West 224.7 feet to a point located on the easterly right of way of Lake Road 54-52; thence departing said lot line North 6°55' East 106.98 feet; thence along and with the centerline of said 40 foot wide road easement the following bearings and distances: North 63°55 minutes West 4.63 feet to the P.C. of a 114.6 degree curve to the left, thence in a northwesterly direction 29.78 feet to the P.T. of said curve, South 81°57' West 242.07 feet to the P.C. of a 9.5 degree curve to the right, thence in a southwesterly direction 77.29 feet to the P.T. of said curve, South 89°20' West 260.84 feet to the P.C. of a 114.6 degree curve to the right, thence in a northwesterly direction 78.84 feet to the P.T. of said curve, North 0°19' West 12.91 feet to the southerly line of said 80.0 ft. right-of-way; thence leaving said centerline S89°41'W, along said southerly line 20.0 ft., to the TRUE POINT OF BEGINNING; thence continuing S89°41'00"W, along said southerly line 20.0 ft., to the southwest corner of said right-of-way; thence N00°19'00"E, along the westerly line of said right-of-way 40.06 ft., to the northwest corner of said right-of-way; thence leaving said westerly line S11°22'33"E, 33.95 ft.; thence S63°46'20"E, 15.08 ft., to the true point of beginning.

**TO HAVE AND HOLD THE SAME**, with all the rights, immunities, privileges, and appurtenance thereto belonging, unto the said party of the second part and unto their heirs and assigns forever, so that neither the said party of the first part nor their heirs nor any other person or persons, for **THE CITY OF OSAGE BEACH**, or in their name or behalf, shall or will hereinafter claim or demand any right or title to the aforesaid premises or any part thereof, but they and each of them shall, by these presents, be excluded and forever barred.



000034

**Submission Date:** July 28, 2011

**Submitted By:** City Clerk

**Board Meeting Date:** August 4, 2011

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

**Description of Item:**

Resolution 2011-07. Approving a credit card for the Police Chief.

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

City, Police Chief

**Why is Board Action Required?**

Board action is required to authorize credit cards.

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

Move to approve the Resolution 2011-07.

**Are there any deadlines associated with this action?**

No.

**Department Comments:**

Recommend approval of Resolution 2011-07.

**City Administrator Comments and Recommendation:**

Concur with the recommendation of the City Clerk.

## RESOLUTION 2011-07

**CENTRAL BANK** is hereby notified that on the 4<sup>th</sup> day of August 2011, at a duly called meeting of the Board of Aldermen of the City of Osage Beach, Missouri, a fourth class municipality duly organized and existing under the laws of the State Of Missouri, at which meeting a quorum being present, the following resolution was adopted as follows:

**BE IT RESOLVED** by the Board of Aldermen of the City of Osage Beach, Missouri, to obtain a Master Card account with the Central Trust Bank, on the terms of agreement presented at this meeting, for use of the officer as designated.

Central Bank is further notified that the above resolution has not been amended nor rescinded, and is now in full force and effect.

**IN WITNESS WHEREOF**, we have hereunto set our hands and caused the seal of the City of Osage Beach to be affixed this 4<sup>th</sup> day of August 2011.

Passed by the Board of Aldermen and approved by the Mayor this 4<sup>th</sup> day of August 2011.

---

Penny A. Lyons  
Mayor

ATTEST:

---

Diann Warner  
City Clerk

**Business Card Application**  
**Central Bank of Lake of the Ozarks**

Rebate Program  **Reward Program**

(Please select one program)

Please file your application with  
**BankCard Services**  
 P.O. Box 779, Jefferson City, MO 65102

000036

Officer #11510

<b>Annual Percentage Rate (APR) for Purchases, Balance Transfers, and Cash Advances</b>	<b>8.90%</b> A variable rate of Prime plus 4.9%. Annual Percentage Rate may change monthly and is determined by highest Prime Rate as reported in the Wall Street Journal on the 15th day of the month. (Minimum 8.9%)
<b>Annual Card Fee</b>	NONE
<b>Grace Period</b>	Grace Period for the Repayment of the Balance for Purchases. If you pay your entire Balance in full within 25 days of your Billing Closing Cycle Date each month, you will avoid finance charges on purchases.
<b>Cash Advance Transaction Fee</b>	3% of the transaction amount (Minimum \$5, Maximum \$75)
<b>Balance Transfer Transaction Fee</b>	3% of the transaction amount (Minimum \$5, Maximum \$75)
<b>Late Payment Fee</b>	\$29
<b>Foreign Currency Conversion Fee</b>	1% of the purchase amount after it is converted to U.S. Dollars. (applies to transactions made outside of U.S.)
<b>Balance Calculation Method</b>	Average Daily Balance including new transactions

Card cost information is effective as of July 2011. For updates write: BankCard Services, P.O. Box 779, Jefferson City, MO 65102.

**1. Your Business Information**

Name of Business (as you would like it to appear on your card - maximum of 21 characters)  
**City of Osage Beach**

Legal Name of Business (if different from above)  
 \_\_\_\_\_

Taxpayer ID Number  
**1000 City Parkway**

Business Mailing Address  
**Osage Beach, MO 65065**

Business Mailing City, State Zip  
**same as above**

Physical Address  
 \_\_\_\_\_

Physical City, State Zip  
**dwarner@osagebeach.org**

E-Mail Address (optional)  
**45 years**

Years In Business  
**\$21 Million**

Number of Employees  
**125**

Annual Net Revenue \$

- Type of Business:
- Professional
  - Retail
  - Sales
  - Service
  - Manufacturing
  - Other
- Legal Structure \*:
- Corporation
  - Partnership
  - LLC
  - Sole Proprietor
  - Non-Profit
  - Other
- Municipal Corporation**

\* We reserve the right to request additional financial information from company or guarantor.

**2. The following is to be a recipient of a MasterCard® BusinessCard issued by The Central Trust Bank and hereby agrees to having such card issued bearing the respective name of the undersigned:**

Authorized Signature(s)

Date

\_\_\_\_\_ on the payment statement

**\*\*Important: A Corporate Resolution noting authorized signer must accompany this form or be on file with BankCard Center in order to process this application.**

**IMPORTANT INFORMATION ABOUT PROCEDURES FOR OPENING A NEW ACCOUNT**

To help the government fight the funding of terrorism and money laundering activities, Federal law requires all financial institutions to obtain, verify, and record information that identifies each person who opens an account. What this means for you: When you open an account, we will ask for your name, physical address, date of birth, and other information that will allow us to identify you. We may also ask to see your driver's license or other identifying documents.

**Submission Date:** July 26, 2011

**Submitted By:** City Clerk

**Board Meeting Date:** August 4, 2011

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

**Description of Item:**

Authorize Organizational Certification and Directive adding Todd Davis to Special Police Projects Account

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

City, Police Chief, Citizens

**Why is Board Action Required?**

Board action is required to authorize signatures on any City account.

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

Move to approve the Organizational Certification and Directive.

**Are there any deadlines associated with this action?**

No.

**Department Comments:**

Recommend approval of the Organizational Certification and Directive

**City Administrator Comments and Recommendation:**

Concur with the recommendation of the City Clerk.

ORGANIZATIONAL CERTIFICATION AND DIRECTIVE

CHECKING 000831439

000038

CENTRAL BANK OF LAKE OF THE OZARKS
POST OFFICE BOX 207
OSAGE BEACH, MO 65065

CITY OF OSAGE BEACH
SPECIAL POLICE PROJECTS
1000 CITY PKWY
OSAGE BEACH MO 65065-3058

430887515

(Federal Tax I.D. Number)

The undersigned representative(s) (whether one or more, the "Representative") of the above-named depositor (the "Depositor") hereby certifies to the above-named financial institution (the "Bank") on behalf of Depositor that the following certification and directive have been approved by the authorized governing body or individuals within Depositor in accordance with the organization documents of Depositor, and that such certification and directive have not been amended, modified or revoked as of the date of this Certification and Directive.

Certification

- 1. Depositor is, and at all times shall be, duly organized and validly existing under the laws of the state of its origin and the state where Bank is located.
2. Depositor has the full power and authority to maintain deposit accounts at Bank and to authorize the persons designated herein to transact business on behalf of Depositor in connection with such deposit accounts.
3. Depositor has duly authorized the Representative to complete the Certification and Directive on behalf of Depositor.
4. Depositor will promptly notify Bank in writing at the address first given above (or such other address as bank may designate from time to time) prior to: (a) any change in Depositor's name; (b) any change in Depositor's assumed business name; (c) any modification or rescission of the directive below; or (d) any change in any other aspect of Depositor that directly or indirectly relates to any agreements between Depositor and Bank.
5. Depositor has received and/or has access to the terms, condition and disclosures applicable to the Bank's Account.

Directive

- 6. Bank is designated as a depository of Depositor's funds in the Account subject to the terms, conditions, rules and regulations of the Bank governing the Account from time to time, and Depositor's agreement with such terms, conditions, rules and regulations shall be conclusively determined by Depositor's use of the Account. To the extent that Depositor utilizes banking services offered by the Bank in connection with the Account including, without limitation, wire transfer, ACH, electronic banking, positive pay, and remote deposit, Depositor agrees that such banking services are subject to the terms and conditions of the separate agreements governing such services, if any, and to the terms, condition, rules and regulations of Bank governing such services from time to time, and Depositor's agreement with such terms, conditions, rules and regulations shall be conclusively determined by Depositor's use of such services.
7. Any funds of Depositor deposited in the Account are subject to withdrawal by checks, drafts, or other instruments or orders for payment of money when signed, drawn, made, or accepted on behalf of Depositor by any 2 ( ) of the following persons (the "Authorized Persons"): only mwn. over 1,000.00

Table with 3 columns: Signature, Title, Facsimile Signature (if used). Rows include Nancy Viselli, Kari L Bell, Diann C Warner, Penny Lyons.

- 8. Bank is authorized and directed to pay any instrument signed or otherwise authorized by any of the Authorized Persons and to charge the Account, without any duty of inquiry as to the circumstances of issue or of disposition of the proceeds, even if payable to cash or to the individual order of an Authorized Person.
9. Any of the Authorized Persons or any of the undersigned or any agent of Depositor is authorized to endorse for deposit or negotiation or for any cash and all checks, drafts, or other instruments or orders for payment of money either belonging to or coming into the possession of Depositor, and to deposit, negotiate or reduce to cash any such instrument so signed or endorsed, as well as to deduct from and receive cash back from any deposit. Endorsements may be written or stamped endorsement of Depositor without designation of the person making the endorsement.
10. If at any time there is any dispute as to the authority of any Authorized Persons, or as to the authority of any other person with respect to the Account, then the Bank may refuse to release any funds from the Account until such dispute is resolved to the satisfaction of the Bank, without liability of the Bank to the Depositor or to any other person, including without limitation, returning any checks or drafts drawn against the Account. In addition to any other rights of the Bank, the Bank may interplead such funds with a court designated by the Bank and the Bank may recover its costs in such proceeding, including attorney fees.
11. Any and all acts authorized pursuant to the Certification and Directive or performed prior to this Certification and Directive are hereby ratified and approved. This Certification and Directive shall remain in full force and effect and Bank may rely upon it until written notice of its modification or revocation by either the undersigned Representative or a subsequently appointed representative designated by Depositor shall have been delivered to, received, and acknowledged by Bank. Any such notice shall not affect any of the Depositor's agreements or commitments in effect at the time such notice is given, received and acknowledged.

IN WITNESS WHEREOF, the foregoing Certification and Directive is signed and delivered this \_\_\_ day of \_\_\_, 20\_\_.

Blank lines for signature and date.

ORGANIZATIONAL CERTIFICATION AND DIRECTIVE

CHECKING 000831439

000039

CENTRAL BANK OF LAKE OF THE OZARKS
POST OFFICE BOX 207
OSAGE BEACH, MO 65065

CITY OF OSAGE BEACH
SPECIAL POLICE PROJECTS
1000 CITY PKWY
OSAGE BEACH MO 65065-3058

430887515

(Federal Tax I.D. Number)

The undersigned representative(s) (whether one or more, the "Representative") of the above-named depositor (the "Depositor") hereby certifies to the above-named financial institution (the "Bank") on behalf of Depositor that the following certification and directive have been approved by the authorized governing body or individuals within Depositor in accordance with the organization documents of Depositor, and that such certification and directive have not been amended, modified or revoked as of the date of this Certification and Directive.

Certification

- 1. Depositor is, and at all times shall be, duly organized and validly existing under the laws of the state of its origin and the state where Bank is located.
2. Depositor has the full power and authority to maintain deposit accounts at Bank and to authorize the persons designated herein to transact business on behalf of Depositor in connection with such deposit accounts.
3. Depositor has duly authorized the Representative to complete the Certification and Directive on behalf of Depositor.
4. Depositor will promptly notify Bank in writing at the address first given above (or such other address as bank may designate from time to time) prior to: (a) any change in Depositor's name; (b) any change in Depositor's assumed business name; (c) any modification or rescission of the directive below; or (d) any change in any other aspect of Depositor that directly or indirectly relates to any agreements between Depositor and Bank.
5. Depositor has received and/or has access to the terms, condition and disclosures applicable to the Bank's Account.

Directive

- 6. Bank is designated as a depository of Depositor's funds in the Account subject to the terms, conditions, rules and regulations of the Bank governing the Account from time to time, and Depositor's agreement with such terms, conditions, rules and regulations shall be conclusively determined by Depositor's use of the Account. To the extent that Depositor utilizes banking services offered by the Bank in connection with the Account including, without limitation, wire transfer, ACH, electronic banking, positive pay, and remote deposit, Depositor agrees that such banking services are subject to the terms and conditions of the separate agreements governing such services, if any, and to the terms, condition, rules and regulations of Bank governing such services from time to time, and Depositor's agreement with such terms, conditions, rules and regulations shall be conclusively determined by Depositor's use of such services.
7. Any funds of Depositor deposited in the Account are subject to withdrawal by checks, drafts, or other instruments or orders for payment of money when signed, drawn, made, or accepted on behalf of Depositor by any ( ) of the following persons (the "Authorized Persons"): only mon over 1000.00

Table with 3 columns: Signature, Title, Facsimile Signature (if used). Row 1: TODD DAVIS, blank, blank.

- 8. Bank is authorized and directed to pay any instrument signed or otherwise authorized by any of the Authorized Persons and to charge the Account, without any duty of inquiry as to the circumstances of issue or of disposition of the proceeds, even if payable to cash or to the individual order of an Authorized Person.
9. Any of the Authorized Persons or any of the undersigned or any agent of Depositor is authorized to endorse for deposit or negotiation or for any cash and all checks, drafts, or other instruments or orders for payment of money either belonging to or coming into the possession of Depositor, and to deposit, negotiate or reduce to cash any such instrument so signed or endorsed, as well as to deduct from and receive cash back from any deposit. Endorsements may be written or stamped endorsement of Depositor without designation of the person making the endorsement
10. If at any time there is any dispute as to the authority of any Authorized Persons, or as to the authority of any other person with respect to the Account, then the Bank may refuse to release any funds from the Account until such dispute is resolved to the satisfaction of the Bank, without liability of the Bank to the Depositor or to any other person, including without limitation, returning any checks or drafts drawn against the Account. In addition to any other rights of the Bank, the Bank may interplead such funds with a court designated by the Bank and the Bank may recover its costs in such proceeding, including attorney fees.
11. Any and all acts authorized pursuant to the Certification and Directive or performed prior to this Certification and Directive are hereby ratified and approved. This Certification and Directive shall remain in full force and effect and Bank may rely upon it until written notice of its modification or revocation by either the undersigned Representative or a subsequently appointed representative designated by Depositor shall have been delivered to, received, and acknowledged by Bank. Any such notice shall not affect any of the Depositor's agreements or commitments in effect at the time such notice is given, received and acknowledged.

IN WITNESS WHEREOF, the foregoing Certification and Directive is signed and delivered this \_\_\_ day of \_\_\_, 20\_\_.

Blank lines for signature and date.

**Submission Date:** July 26, 2011  
**Submitted By:** City Engineer  
**Board Meeting Date:** August 4, 2011

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

**Description of Item:**

Award the proposed Construction Contract No. OB11-017 for the Stonecrest Circle Reconstruction

**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 project will reconstruct the City's portion of Stonecrest Circle within the Stone Crest Mall. This work needs to occur to repair the decaying road to city standards.

**Comments and Recommendation of Department:**

Bids were opened on July 26, 2011. The apparent low bidder is APAC-Missouri, Inc., with a low bid of \$33,224.03. The Bid Tab is attached. This project was budgeted under Item No. 20-00-764207 in the amount of \$38,886.

This project will repair the damaged City Street within Stone Crest Mall.

**000041**

The Engineering Department has worked with APAC-Missouri, Inc., on projects in the past with positive results and recommends awarding the Stonecrest Circle Reconstruction project to APAC-Missouri, Inc. in the amount of \$33,224.03.

**City Administrator's Comments and Recommendation:**

Concur with the recommendation of the City Engineer.

**BID TABULATION**  
**Stonecrest Circle Reconstruction**  
**OB11-017**

Bid Opening July 26, 2011

Item No.	Description	Est. Quantity	Unit	Engineers Estimate		APAC-Missouri Linn Creek, MO		STRAIT-LINE CONST. Lake Ozark, MO	
				Unit Price	Extension Figure	Unit Price	Extension Figure	Unit Price	Extension Figure
1	Subgrade Preparation-Roadway Portion	456.7	SY	\$26.81	\$12,244.13	\$22.20	\$ 10,138.74	\$ 41.25	\$ 18,838.88
2	Bituminous Concrete Pavement	456.7	SY	\$13.08	\$5,973.64	\$10.30	\$ 4,704.01	\$ 11.83	\$ 5,402.76
3	Bituminous Stabilized Base	456.7	LF	\$9.69	\$4,425.42	\$20.25	\$ 9,248.18	\$ 25.06	\$ 11,444.90
4	Concrete Repair (6-inch thick)	89.8	SY	\$54.65	\$4,907.57	\$64.50	\$ 7,588.10	\$ 80.00	\$ 7,184.00
5	Grate Inlet Repair	1	LS	\$1,600.00	\$1,600.00	\$1,545.00	\$ 1,545.00	\$ 1,000.00	\$ 1,000.00
<b>TOTAL BASE BID</b>					\$29,150.76		\$33,224.03		\$43,870.54

000042

