

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

March 1, 2012

The Board of Aldermen of the City of Osage Beach, Missouri, met to conduct a regular meeting on Thursday, March 1, 2012, at 6:30 p.m. at City Hall. The following were present: Mayor Penny Lyons, Alderman Fred Catcott, Alderman Lois Farmer, 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 on the 17<sup>th</sup> Annual Polar Bear Plunge that took place last weekend beginning with a Dodge ball Tournament, Cops on Top and the Super Plunge on Friday, followed by the Strut and Plunge and a dinner and auction on Saturday. She said that all previous records were broken and the event gives the City a national presence and brings visitors to the area. Mayor Lyons thanked Hy-Vee and Tan-Tar-A Resort.

**Citizens Communications.**

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

**Consent Agenda.**

Alderman Olivarri moved to approve the consent agenda which includes minutes of the regular meeting held on February 16, 2012 and the bill list as submitted. Alderman Schmitt seconded the motion which was voted on and unanimously passed.

**Unfinished Business.**

**Bill No. 12-05.** AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING THE OSAGE BEACH DESIGN GUIDELINES SECTION 2, WATER SYSTEM, WATER DISTRIBUTION BASIC DESIGN CRITERION, SECTION B 1, FIRE MAIN CONNECTIONS TO STRUCTURES, DOMESTIC SUPPLY CONNECTIONS AND METER POLICY, SECTION C 3., WATER LINE AND APPURTENANCE INSTALLATION REQUIREMENTS, VALVE LOCATIONS, SECTION B 3.

Mayor Lyons presented the second and final reading of Bill No. 12-05 by title only. It was noted that Bill No. 12-05 has been available for public review.

Alderman Rucker moved to approve the second and final reading of Bill No. 12-05. Alderman Farmer seconded the motion. The following roll call vote was taken to approve the second and final reading of Bill No. 12-05 and to pass same into ordinance: "Ayes": Alderman Farmer, Alderman Olivarri, Alderman Kahrs, Alderman Catcott, Alderman Rucker, Alderman Schmitt. "Nays": None. Bill No. 12-05 was passed and approved as Ordinance No. 12.05.

**New Business.**

**Hollywood Sign.** Joe Roeger was present to ask the Board to contribute to the Hollywood type sign that is proposed to be erected on the expressway where over 5 million cars pass each year. Mr. Roeger presented a copy of the license agreement executed by MoDOT and the Lake Area Chamber of Commerce that is effective for seventy years. He asked for \$5,000 from the City so

that the letters could be ordered. Mr. Roeger said the cities of Lake Ozark, Linn Creek and Camdenton would be asked to contribute the same amount.

Mr. Roeger said there are many in kind donations from area businesses however funds are needed to order the letters. He said they would continue to raise the amounts needed for lighting and for the flag. Alderman Kahrs said he liked the project and the business owners on 54 who have declining revenues need a way to get traffic to the business district.

Rocky Miller, from Miller Surveying, who donated the engineering for the sign, said the result of a study done by the CVB was the area lacks an iconic monument and he thinks the Hollywood sign fills that need. Regarding the flag that will be erected at the same location, Mr. Miller said Boy Scout Pack 21 may be interested in taking over the maintenance of the flag.

Alderman Schmitt said that over \$4,000 initially and a great deal of money in the future could be saved if the flag and pole are eliminated. Mr. Roeger said that most people are in favor of the flag. Alderman Olivarri said he understands the iconic monument, the branding and the promotional value however, he does not see the sign generating repeat visitors. He said that the sign was brought up in budget discussions and no funds were allocated in the 2012 budget. Alderman Olivarri said that \$5,000 is a lot of money for Osage Beach to donate considering the amount others have donated.

Mayor Lyons said that earlier renderings of the sign welcomed visitors and now the design has changed to an iconic monument rather than a welcoming sign. Mr. Roeger said the material may have changed but not the format since there is limited space on the hillside.

Alderman Rucker said there is no line item in the budget but there is a contingency line item. He said that the agreement between MoDOT and the Chamber has been resolved since the last time Mr. Roeger appeared before the Board.

Alderman Farmer said the sign is pretty but it says nothing about Osage Beach. She added that she would rather see the money be used for sidewalks or for improvements at one of the parks.

Alderman Catcott said he has been selling real estate for 12 years and Osage Beach will reap the benefits. He said Osage Beach should support the community and recently \$4,000 was spent on snowflakes so he did not oppose contributing to the sign.

Alderman Olivarri said a survey that was taken indicated the majority of people were not in favor of the sign and they believed the money would be better spent other ways. Alderman Olivarri said he has not heard much about support from Chamber members and he questioned the number of businesses in Osage Beach, Lake Ozark and the Camdenton areas. Mr. Roeger said of the 800 Chamber members, at least half are located in Lake Ozark and Osage Beach; however he has not approached the membership yet for donations. Alderman Olivarri said he would be more favorable with the support of other Chamber members. Regarding the contingency fund, Alderman Olivarri said staff had been given direction to hire a consultant and pay for it from the contingency fund. Alderman Olivarri said that at the last meeting, Mayor Lyons spoke about the potential for a sign at the other end of town where the City would have the ability to change the text, assist in directions and issue safety warnings. Alderman Olivarri said it would be a greater benefit for the City to invest in the directional type sign rather than an iconic sign. Mr. Roeger said the City has his support for the directional sign when the time comes.

Upon a question of how the City may support the iconic sign, City Attorney Ed Rucker explained that the Board could direct staff to prepare a resolution and a contract. Alderman Farmer said that every Chamber member contributing \$50 would raise \$40,000 for the sign.

Alderman Kahrs moved to direct staff to draft a contract and a resolution of support between the Chamber and the City. Alderman Catcott seconded the motion. Upon a request by Alderman Rucker, the following roll call vote was taken: "Ayes:" Alderman Kahrs, Alderman Catcott, Alderman Rucker, Alderman Schmitt. "Nays:" Alderman Farmer and Alderman Olivarri.

**Bid Award.**

Sewer Improvements along Osage Beach Parkway.

Bids were opened on February 22, 2012 with the following bidders responding:

Lamke Trenching & Excavating, Inc.	\$276,348.45
Mick Mehler & Sons, Inc.	\$245,719.00
Weeco, Inc.	\$199,917.35
Ken Kauffman & Sons Excavating	\$197,475.00
Stockman Construction Corp	\$269,325.00
JC Industries, Inc.	\$197,976.50
Steve & Associates	\$239,277.73
APAC-MO	\$261,917.40
Travis Hodge Hauling	\$219,787.00
Hutchins Telecom, Inc.	\$194,832.00

The low bidder was Hutchins Telecom with a bid in the amount of \$194,832.00. Hutchins Telecom has completed multiple projects with the City in the past with good results.

This project was budgeted under 35-00-773186 MODOT Mandated Projects in the amount of \$100,000. City Engineer Nick Edelman has been in contact with MoDOT and the line was installed outside of MoDOT right of way originally so MoDOT will reimburse the total amount. Mr. Edelman briefly explained the project.

A budget amendment will need to be accomplished if this project is approved.

The Engineering Department recommends awarding the contract to Hutchins Telecom LLC in the amount of \$194,832.

Alderman Kahrs moved to award the bid for the sewer improvements to the low bidder, Hutchins Telecom LLC in the amount of \$194,832 as recommended. Alderman Schmitt seconded the motion which was voted on and unanimously passed.

**Resolution 2012-03.** Resolution Authorizing Disposal of Records According to the Missouri Records Retention Schedule.

Mayor Lyons presented Resolution 2012-03. City Clerk Warner explained that the records in Exhibit A have met the Missouri Records Retention Schedule and may be disposed of.

Alderman Schmitt moved to approve Resolution 2012-03 as presented. Alderman Farmer seconded the motion which was voted on and unanimously passed.

**Communications from Board Members.**

Alderman Schmitt. Ron Schmitt reported that the Homm family has announced that the City Grill and Blue Room are smoke free and in the *Vacation News*, there is an advertisement for Backwater Jacks that indicates they are also smoke free. Alderman Schmitt said that a smoke free facility is decided by businesses and owners but probably there will be a statewide smoking ban in Missouri sooner or later. Alderman Schmitt shared a historical event that occurred on this date several years ago.

Alderman Catcott. Fred Catcott said there was a water and sewer issue in his neighborhood recently and public works took care of the problem immediately and did a great job.

Alderman Farmer. Lois Farmer asked if there was anything that could be done to remove the big pile of dead trees from property along the expressway. City Planner Cary Patterson said the material is biodegradable and it would be difficult to enforce.

Alderman Kahrs. Steve Kahrs said there are numerous businesses in Ward 2 that have declining revenues and he asked for an update on discussions with MoDOT to install Business 54 signs. City Planner Patterson commented that the road cannot be called Business 54. Alderman Kahrs added that those travelling on the expressway do not know that Osage Beach exists; there are no lights at the exits and no signs indicate where businesses are located. City Engineer Nick Edelman said he spoke to MoDOT about installing a business district sign at Key Largo and secure land for a City sign. Alderman Kahrs commented that Key Largo is a terrible intersection. He said at least installing small signs indicating the business districts at Case Road, Nichols Road and KK would help if Business 54 cannot be used.

Alderman Rucker. Kevin Rucker said this is the time of year for severe weather and he asked City Administrator Nancy Viselli to challenge staff to come up with how the City would handle an incident such as the tornadoes in Lebanon and Branson last week. He also challenged other cities and stated that all communities must work together when disaster strikes.

Alderman Rucker said that his company had planned to remove the fallen trees in Lebanon but when they arrived, Lebanon employees already had the trees cleared by using a wood chipper. Mayor Lyons explained that there were straight line winds that caused damage on Lazy Days Road a few years ago where the public works crew worked with residents to clear the roads for emergency vehicles.

Alderman Olivarri. John Olivarri brought to the attention of Chief Todd Davis that Pete Leyva assisted an employee at the Grand Glaize Airport last week and Officer Leyva exemplifies the type of City employee who is there to help when needed.

Alderman Olivarri commended City Engineer Nick Edelman and staff for having Passover Road completed by April. He added that construction causes disruptions but nothing like the construction in Phase 1 did.

**Staff Communications.**

City Administrator. Nancy Viselli reported that Jim Houston is able to speak now after an incident at the Grand Glaize Airport last week.

City Attorney. Ed Rucker reported that there was a fire on the Hammons property recently and representatives arrived in Osage Beach today to resolve the problem.

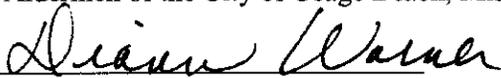
Police Chief. Todd Davis reported that the 17<sup>th</sup> Annual Polar Bear Plunge raised \$220,000 which was a record and also 615 plungers was a record. He said that Cops on Top raised \$3,800. Chief Davis presented an award depicting an ice cube to Alderman Farmer for her assistance on the roof of Hy-Vee during Cops on Top.

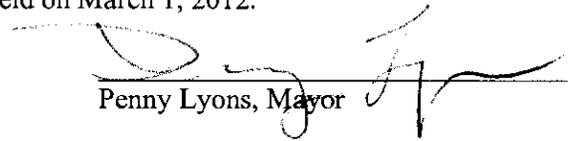
Chief Davis reported that Angie Luttrell is transferring from communications to become a road officer again after being a communications officer for several years.

City Engineer. Nick Edelman reported that the Traffic Engineering Assistance Program grant for Nichols Road between Osage Beach Parkway and the Expressway was approved and the City will receive \$8,000 from MoDOT. He said the work must be completed by September 30<sup>th</sup>.

There being no further business to come before the Board, the meeting adjourned at 7:42 p.m.

I, Diann Warner, City Clerk of the City of Osage Beach, Missouri, do hereby certify that the above foregoing is a true and complete journal of proceedings of the regular meeting of the Board of Aldermen of the City of Osage Beach, Missouri, held on March 1, 2012.

  
Diann Warner, City Clerk

  
Penny Lyons, Mayor

**APPROVED**  
3/15/12