

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

August 16, 2012

The Board of Aldermen of the City of Osage Beach, Missouri, met to conduct a regular meeting on Thursday, August 16, 2012, at 6:30 p.m. at City Hall. The following were present: Mayor Penny Lyons, Alderman Fred Catcott, Alderman Lois Farmer, Alderman Kahrs, Alderman John Olivarri, Alderman Kevin Rucker and Alderman Ron Schmitt. The City Clerk, Diann Warner was present and performed the duties of that office.

Mayor's Communications.

Mayor Lyons had no report at this time.

Citizens Communications.

Annica Russo Public Relations Specialist for Summit Natural Gas reported that installation of natural gas lines has begun on the other side of the lake and construction will begin in Osage Beach in October.

Consent Agenda.

Alderman Olivarri moved to approve the consent agenda which includes minutes of the regular meeting held on August 2, 2012, the bill list as submitted, and a caterer's license for Seven Springs Winery for September 8. Alderman Schmitt seconded the motion which was voted on and unanimously passed.

Unfinished Business.

None

New Business.

Resolution 2012-09. Resolution Recognizing Certain Disclosures Pursuant to MSRB Rule G-17 Related to the Prewitt's Point TIF Bond Refinancing Series 2012.

City Attorney Ed Rucker explained that the resolution is a predicate motion to make disclosures under Rule G-17. Sid Douglas, Gilmore and Bell, explained that Resolution 2012-09 acknowledges the City received the disclosure provided by the underwriter. He added that the underwriter disclosed the risks associated with the bonds.

Mayor Lyons presented Resolution 2012-09. Alderman Olivarri moved to approve Resolution 2012-09 as presented. Alderman Farmer seconded the motion which was voted on and unanimously passed.

Bill No. 12-28.

AN ORDINANCE AUTHORIZING THE ISSUANCE OF TAX INCREMENT
REFUNDING REVENUE BONDS (PREWITT'S POINT PROJECT) SERIES 2012 OF
THE CITY OF OSAGE BEACH, MISSOURI, AND AUTHORIZING CERTAIN OTHER
ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE
BONDS.

City Attorney Rucker explained that WM Financial Strategies notified the City that there may be an opportunity to save money and to exercise the option of refinancing the bonds.

Joy Howard, WM Financial Strategies, explained that the estimated savings is \$382,000 after all expenses have been deducted. She added that this bond does not have a fixed maturity but she estimates the interest rate will be 4.84% versus the current rate of 6.75%. The analysis was prepared by Stifel Nicolaus and it is a benefit when interest rates are reduced. Ms. Howard said that when the issue matures, any TIF revenue received will go to reducing area two at Prewitt Point because it is underperforming.

Mayor Lyons presented the first reading of Bill No. 12-28 by title only. It was noted that Bill No. 12-28 has been available for public review.

Alderman Olivarri moved to approve the first reading of Bill No. 12-28 as presented. Alderman Schmitt seconded the motion which was voted on and unanimously passed.

Bid Award. Old State Park Road Reconstruction

City Engineer Nick Edelman explained this project will reconstruct Old State Park Road and provide another entrance to the State Park from Nichols Road. The State agreed to grant an easement for the construction. The project is a Special Road District project which will be funded under account 20-00-773210 Special Road District Projects.

The following bids were received:

Hutchins Telecom, LLC	\$284,583.70
APAC Missouri, Inc.	\$291,953.63
Cannon General Contractors, Inc.	\$279,826.79
Travis Hodge Hauling, LLC	\$209,277.25

City Engineer Nick Edelman recommended the bid be awarded to the low bidder, Travis Hodge Hauling, LLC in the amount of \$209,277.25.

Alderman Rucker moved to award the bid for the Old State Park Road Reconstruction to the low bidder, Travis Hodge Hauling, LLC in the amount of \$209,277.25 as recommended. Alderman Catcott seconded the motion which was voted on and unanimously passed.

Bid Award. Passover Road Nursing Home Driveway

The following bids were received:

Hutchins Telecom, LLC	\$6,900.00
KA Berenson Construction LLC	\$14,900.00
APAC Missouri, Inc.	\$24,820.25
Stockman Construction	\$13,000.00
Travis Hodge Hauling, LLC	\$13,740.00

City Engineer Nick Edelman explained this project will reconstruct the entrance to the nursing home parking lot. This project will be funded under account 20-00-773143 Passover Road with a budget balance of \$267,447.

Alderman Olivarri moved to award the bid for Passover Road Nursing Home Driveway Reconstruction to the low bidder, Hutchins Telecom, LLC in the amount of \$6,900.00 as recommended. Alderman Farmer seconded the motion which was voted on and unanimously passed.

Bid Award. Grinder Pump Station Rehabilitation

The following bids were received:

Travis Hodge Hauling, LLC	\$123,458.00
Glascock Construction	\$230,847.00
Hutchins Telecom, LLC	\$119,747.00

City Engineer Nick Edelman explained this project will upgrade and make necessary repairs to two grinder stations. One of the grinder stations is within the Ozark Meadows community and the other station is located off Mace Road.

This project is funded under account 35-00-773114 Lift Station Improvements with a budget balance of \$757,002. This account has multiple projects included in it. Engineers estimate was \$235,000.

Alderman Olivarri moved to award the bid for the grinder station rehab to the low bidder, Hutchins Telecom, LLC in the amount of \$119,747.00 as recommended. Alderman Schmitt seconded the motion which was voted on and unanimously passed.

Bid Award. Towing Services

Police Chief Todd Davis stated that in the past the department used two towing companies on a rotation basis; however it proved to be a problem since each company charged different rates. For this reason, Chief Davis recommended awarding the bid to Hi-Tech Towing because their rates for the most common towing services are the lowest.

Alderman Farmer moved to award the bid for the towing services to the low bidder, Hi-Tech Towing as recommended. Alderman Catcott seconded the motion which was voted on and unanimously passed.

Risk Management Services.

City Treasurer Karri Bell explained that insurance is a significant annual operating expense for the City and during 2012, the City has spent \$170,587 for liability and property insurance coverage. She added that because of projects such as the new park and ever expanding utility services it is wise to have an expert analyze our policies and assist in the bidding process. Charlesworth & Associates, L.C., has assisted the City in this process in the past and staff was impressed with their performance.

Funding for this contract will come from Acct. No. 10-13-761150, contingency, which was budgeted in the amount of \$10,000. Ms. Bell requested approval of the proposal in the amount of \$6,950 (same price for services performed in 2006).

These services were sent out for proposals but due to Ms. Bell's decision to exclude insurance brokers (persons that sell insurance) the only respondent was Charlesworth. If the Board wishes to include brokers, this proposal should be rejected and rebid.

Besides being advertised, this RFP was sent to four other companies that we were told provides these services, one of which was CBIZ (the company that does our pay plan). CBIZ responded by saying: "CBIZ would like to extend our appreciation for the opportunity to bid on your Risk Management Consulting RFP. Unfortunately, we do not qualify based on the provision on page 4 of 6, which reads: "The consulting firm awarded this contract must not be affiliated with any firm that commercially sells insurance or holds property & casualty license to sell insurance in the lines being consulted."

City Administrator Nancy Viselli said the City Attorney has suggested that the clause could have been deleted and instead used language to the effect that if a broker were to bid to provide these services, they would be excluded from performing as a broker.

This is the first time these services have ever been bid, and the RFP used was provided, at Ms. Bell's request, by Charlesworth. City Administrator Viselli said that she did not have any problems awarding this contract to Charlesworth, perhaps in the future if these services are bid again, we should amend the language in the RFP as the City Attorney has suggested, which might then allow us to get more bids.

City Administrator Viselli said that it is interesting to note that several years ago Charlesworth gave us a price of \$8,000 for these services. Last year, they gave us a price of \$7,000, and this year, they gave us the price of \$6,950, thus saving the City \$1,050. Ms. Viselli said that as mentioned the proposal from Charlesworth may be accepted or rejected, change the language as the City Attorney has suggested, and re-bid this proposal.

Alderman Rucker commented that usually brokers are allowed to consult if they do not bid on the insurance policies. City Treasurer Bell compared the services to those performed by WM Financial Services where it is truly an independent analysis. Alderman Rucker expressed his concerns that brokers were not allowed to submit a proposal.

Mayor Lyons stated it is up to the Board to reject this proposal and rebid the services or to accept the proposal submitted by Charlesworth and Associates. Alderman Catcott said he had no concerns and Alderman Rucker stated he would rather have the clause eliminated that did not allow brokers to submit a proposal. Alderman Olivarri said that Charlesworth as a consultant would remain neutral and structure it according to the needs of the City. He added that he did not know the reason a broker would submit a proposal if they were not allowed to bid on the policies.

Alderman Olivarri moved to award the contract for Risk Management Services to Charlesworth & Associates, in the amount of \$6,950. Alderman Catcott seconded the motion which was voted on and passed with Alderman Rucker expressing a negative vote.

Request from Tri-County Lodging Association to take over the Holiday Lights.

City Administrator Nancy Viselli explained that the Board received a packet of information regarding the lights Tri-County Lodging wanted the City to take over. She suggested instead that the City purchase lights to display along Osage Beach Parkway. Alderman Kahrs said he would

like the City to participate in the lighting of the lights that merchants do at their businesses and add displays to those already being erected.

Discussion followed on the condition of the displays and the trailers where they are stored.

Mayor Lyons said that there is a possibility that funds could be budgeted every year to purchase additional displays and they could be erected along Osage Beach Parkway where electricity is available.

Alderman Olivarri moved to purchase the lights as requested by the Tri-County Lodging Association. There was no second to the motion therefore the motion failed.

Communications from Board Members.

Alderman Schmitt. Ron Schmitt thanked MoDOT for removing the sign that says Osage Beach Parkway dead ends. He also presented some facts which occurred this day in history.

Alderman Catcott. Fred Catcott commented that from reading the Police Department report, it appears that shop lifting has increased.

Alderman Kahrs. Steve Kahrs agreed with Alderman Schmitt about the sign being removed but he does not like the green sign that indicates Osage Beach to the left but it does not indicate that Osage Beach is also to the right.

City Administrator Nancy Viselli said that Bob Lynch communicated to her that a sign that says Osage Beach next 7 exits will be erected closer to Camdenton.

Alderman Rucker. Kevin Rucker asked that the Board be allowed to review the specifications for tow services prior to soliciting bids the next time and Alderman Kahrs agreed.

Staff Communications.

City Clerk. Diann Warner asked those planning to attend MML in September at Tan-Tar-A to contact her. She notified the Board that Dorothy Urlicks has replaced Nancy Clark as Deputy City Clerk and Michelle Taylor would be replacing Dorothy.

Chief of Police. Todd Davis reported that the Battle of the Badges will take place at the State Fair in Sedalia on Sunday and Lieutenant Mike O'Day will participate in a car race.

City Planner. Cary Patterson thanked the Special Road District for the road improvements that will take place on the Old State Park Road. He said it is a great opportunity for that area to be developed.

City Treasurer. Karri Bell reported that Mike Welty and April White are working on the credit card project which will be implemented next week.

Superintendent of Public Works. Rick King reported on the progress of the odor control service being provided by Siemens Industry, Inc.

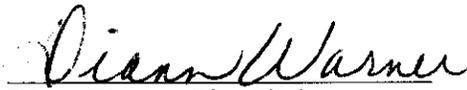
Airport Manager. Budd Hyde reported on the Young Eagles Flight taking place at the Grand

Glaze Airport Saturday from 8:00 a.m. to noon. Those between the ages of 8 and 17 get free airplane rides. Mr. Hyde said Charter members coordinate and insure this event at no cost to the City.

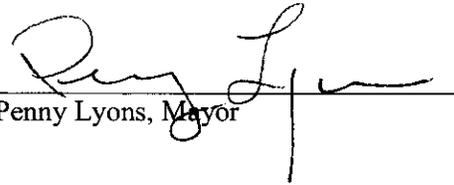
Park Manager. Brian Willey reported on a solar powered message board that an individual might donate to the City.

There being no further business to come before the Board, the meeting adjourned at 7:20 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 August 16, 2012.



Diann Warner, City Clerk



Penny Lyons, Mayor

APPROVED
9/6/12
DW