



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  
February 21, 2013 – 6:30 P.M.  
CITY HALL

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

**CALL TO ORDER**  
Pledge of Allegiance  
Roll Call

**MAYOR'S COMMUNICATIONS**

**CITIZENS' COMMUNICATIONS**

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

**APPROVAL OF CONSENT AGENDA**

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

- Minutes of 02/07/2013 (Page 01)
- Bills List (Page 12)

**UNFINISHED BUSINESS**

None

**NEW BUSINESS**

- A. Bill No. 13-08. Authorizing Mayor to Execute Contract with Radlund Construction LLC for the Park Storage Building Improvements Phase 1. First and Second Readings (Page 24)
- B. Bill No. 13-09. Authorizing Mayor to Execute Contract with JC Industries, Inc. for the Dude Ranch Road Sidewalk Improvements Phase 2. First and Second Readings (Page 34)

**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(2) Leasing, purchase, or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefore.

**ADJOURN**

# UNAPPROVED

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

February 7, 2013

The Board of Aldermen of the City of Osage Beach, Missouri, met to conduct a regular meeting on Thursday, February 7, 2013, at 6:30 p.m. at City Hall. The following were present: Mayor Penny Lyons, Alderman Fred Catcott, Alderman Lois Farmer, Alderman John Olivarri, Alderman Kevin Rucker and Alderman Ron Schmitt. Alderman Steve Kahrs was absent. Deputy City Clerk Dorothy Urlicks was present in the absence of the City Clerk and performed the duties of that office.

### **Mayor's Communications.**

Mayor Lyons thanked staff for the nice Employee Appreciation Dinner. She reported that a three part series on economic development sponsored by the Lake of the Ozarks Council of Local Governments. The first part will be held on February 14<sup>th</sup> from 9-11 at the Resort at Port Arrowhead. All are invited and encouraged to attend.

Last week was the annual Lake of the Ozarks Regional Economic Development meeting. Representing Osage Beach, Mayor Lyons reported that a lot of the almost \$18 million in building permits issued in 2012 will be completed in 2013.

Mayor Lyons also reported the following:

On the East side 18 businesses have either renovated or moved into vacant buildings. On the West side there are several projects providing additional housing for the area. There are two upscale duplex projects, one new subdivision with Lake Front and the recent request on the agenda tonight to renovate the Williamsburg Inn into 22 studio apartments.

Evers & Co are doing a major renovation on the vacant building near the airport for a large office complex with some additional commercial spaces to lease.

The Camdenton School is looking to build a new Osage Beach Elementary School on the west side. A no tax increase bond issue will be on the April ballot. All of these developments will increase traffic and the need for other service on the west side.

Last year the extension of Nichols Road into the State Park was completed. This will allow safe, direct access from the expressway to the park for boaters and park recreation.

A study to improve Nichols Road has been completed, property purchased and the area will be widened to accommodate the increased traffic and provide safe access to Lake Regional Hospital, our largest employer.

Several groups are working to present voluntary annexations on the west side to the City.

Year to date sales tax is up 11.8%.

Dierberg's ribbon cutting is set for April 16, 2013.

2013 Building Permits already doubled in January. 2013 is set to be a very busy year for staff with all the new development.

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### **Citizens Communications.**

Mark Beeler discussed what he read in the Business Journal regarding the decision to move forward with the outer road. He feels professional advice should be considered regarding options at Key Largo. Mr. Beeler desired additional time to find an amicable solution and questioned the cost of a full interchange. He added there are not sufficient facts to make a good business decision.

Nelson Hediger, who owns frontage property on Key Largo said he had discussed with the City Planner the possibility of rezoning the property to commercial. Mr. Hediger said he would like to see the cost of an interchange and he stated that David Silvester of MoDOT said an interchange was a long term goal.

Kim Loehr said she also spoke with David Silvester and if traffic doubled in 10 years, it would justify the cost of an interchange. Alderman Olivarri said he was not sure if everyone wants to wait 10 years. Ms. Loehr agreed.

Discussion continued regarding the cost of an interchange and the problem is that it would be a 50/50 split.

Bill Bennett said the outer road is a waste of money. He was present during the conversation with David Silvester regarding the long range goal of interchange and he said the 50/50 split was not mentioned.

Bill Paul who is not a resident but works in Osage Beach said the outer road and round about is not a solution to get traffic on Osage Beach Parkway west. He said he is concerned for his job because of the lack of enough traffic anymore. How said immediate relief is needed. Mr. Paul said that installing a stop light at Key Largo is an easy quick fix and agrees new signs are needed before Memorial Day. He suggested that the City lessen restrictions on signage on Osage Beach Parkway and the Expressway to help get business on the west side.

Norm Bechting said he knows the demographics and traffic and is surprised the Key Largo intersection is still being discussed. If an outer road is constructed he questioned whether there will there be enough lighting and signage for businesses. Mr. Bechting said retail business cannot advertise on the green signs, only restaurants and hotels. He said more signs would help.

### **Consent Agenda.**

Alderman Schmitt moved to approve the consent agenda which includes minutes of the regular meeting held on January 17, 2013, and the bill list as submitted. Alderman Farmer seconded the motion which was voted on and passed.

### **Unfinished Business.**

### **Discussion on PACE/Missouri Solar Applications.**

The City Administrator explained that staff is waiting for direction from the Board of Alderman regarding preparing an Ordinance.

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Alderman Olivarri said he likes the idea of the PACE Program, but he expressed his concern about what he has seen and answers that were provided to the questions that were asked. He favored waiting for the group to prove themselves since there have been no loans to date or service requests in a two year time period.

Alderman Rucker would like to assist business people to provide relief on their energy bill, however he is concerned as Alderman Olivarri mentioned. He added that he did not see the negative in providing the opportunity for individuals to apply for the loans.

Alderman Schmitt agreed with Alderman Rucker stating that any company with an energy saving program could apply and all the City would do is provide the opportunity.

Alderman Olivarri said he is concerned that representatives from Missouri Solar, once ordinance is passed, would give the impression that the City is in favor and would be tagged as a green community. He added that he wants the businesses to have an opportunity to make the decision.

Discussion followed on what it means to be a green community. City Planner stated that green communities have a substantial impact on construction and it could restrict construction. He said the City should strongly consider the result of restricting construction before adopting an ordinance.

Following further discussion, Alderman Rucker moved to instruct staff to proceed with an ordinance on the PACE program. There was no second to the motion; therefore, the motion did not pass.

### **Discussion of Key Largo Intersection/Extension of Osage Beach Parkway to Y Road.**

Mayor Lyons stated she received letters from Senator Kehoe, Senator Brown, and Representative Miller and she also spoke with David Silvester of MoDOT. She said it is the Board's decision on how to proceed.

Alderman Rucker said he asked this item to be placed on the agenda to continue the dialogue however; making a decision tonight was not his intent.

There was a lengthy discussion regarding the options from MoDOT and costs involved with the outer road, the roundabout and the interchange.

Alderman Olivarri moved to proceed with the outer road. There was no second to the motion therefore, the motion did not pass.

### **New Business.**

**Public Hearing.** Special Use Case No. 362. Special Use Permit to allow extended stay rental units in a commercial district.

### **Department Comments:**

**Applicant:** Midwest Hotel and Lodging, LLC

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**Location:** Approximately 200 feet east of the intersection of KK and Osage Beach Parkway, on the north side of Osage Beach Parkway (Williamsburg Inn).

**Petition:** Special Use Permit to allow extended stay rental units in a Commercial District.

**Existing Use:** Commercial Lodging

**Zoning:** C-1 General Commercial

**Lot Size:** 29,993 square feet

**Surrounding Zoning:**

**Surrounding Land Use:**

**North:** C-1 General Commercial

Vacant

**South:** C-1 General Commercial

Commercial

**East:** C-1 General Commercial

Vacant (New KK ROW)

**West:** C-1 General Commercial

Commercial (Zip Stop)

**The Osage Beach Comprehensive Plan  
Designates this area as appropriate for:**

Heavy Traffic Commercial

**Rezoning History**

**Case #**

**Date**

Citywide

May 1984

**Utilities**

**Water:** City

**Gas:** None

**Electricity:** Ameren

**Sewer:** City

**Access:** Property has approximately 90 feet of frontage on Osage Beach Parkway

**Analysis:**

1. The property in question is a platted commercial tract. The property is home to the Williamsburg Inn, which offers 22 rooms for overnight stays. The request is being made by the owner of the property on behalf of prospective buyer of the property. As is somewhat common, there is a contract pending for the sale of the subject property that is contingent on this request being approved.
2. The applicants have submitted a request to convert the existing building into residential units intended for long term stay (greater than 30 days). The proposed building changes will include reformatting the existing units into apartments that

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will include the normal layout including a kitchen and bedroom space. These changes will be required to meet the current building codes enforced by the City of Osage Beach.

3. A Special Use Permit was approved for the Williamsburg property in 1999 that allowed the construction of two four unit apartment buildings. The approved apartments were constructed and have since been separated from the hotel property and have different owners.
4. The existing parking lot will be more than adequate for the requested change and will be in compliance with the City's off street parking requirements.
5. With this property's location fronting the Osage Beach Parkway Commercial corridor and KK, the land use character of the area is high traffic commercial. The intensity of this area will increase as vacant property to the northeast and down KK are further developed.
6. In accordance with Section 27-164 of the Osage Beach Zoning Code, residences are permitted in C-1 zones with a Special Use Permit.

High Density residential is a common use to find intermixed within commercial corridors. It is also common to see older hotel or motel facilities undergo remodel and repurposing to allow a high density residential use. In this situation a conversion of the Williamsburg Inn will provide several positives for the City and its citizens and business's. On one hand it will provide further long term rental dwelling possibilities on the west side of town where there are few while reducing the number of hotel rooms competing for occupancy. And it will increase the number of residents in the west side customer draw area bringing more patrons into the commercial facilities on the west side meaning grocers, restaurants, and convenience stores tend to gain from such increases in residents.

Typically, it is good practice to provide some mitigated screening between residential uses and the commercial uses on adjacent properties. In this situation the side of the building that faces the adjacent commercial property is a solid concrete block wall meaning the effect the adjoining properties will have on each other will be little if any. Staff feels that this is an acceptable use for this property and should be approved with the following conditions:

1. Ingress and egress be limited to the Osage Beach Parkway frontage and access serving the existing use on the property. No access shall be gained from properties to the north or west without approval of the Planning Commission
2. All parking and access drives for the proposed use must be paved and constructed in conformance with City design standards at the time its constructed
3. Signage shall be in conformance with the City of Osage Beach Sign Ordinance.
4. This approval does not constitute building permit approval; all other zoning and building regulations must be followed.

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5. An annual review of this request will not be required.

The Planning Commission recommended approval of this request.

Jason Well representing Williamsburg Inn and Mr. Morgan requested the City to approve the Special Use Permit that will provide more affordable housing. City Planner Cary Patterson said the change in use will require all building codes to be met for any type of construction or remodeling.

There being no one to speak in opposition to Special Use Permit No. 362, Mayor Lyons closed the public hearing.

**Approve Findings of Fact.** Special Use Case No. 362.

Alderman Olivarri moved to approve the Findings of Fact for Special Use Case No. 362. Alderman Catcott seconded the motion which was voted on and unanimously passed.

**Vote on Special Use Case No. 362.**

Alderman Rucker moved to approve Special Use Case No. 362 with the following conditions:

1. Ingress and egress be limited to the Osage Beach Parkway frontage and access serving the existing use on the property. No access shall be gained from properties to the north or west without approval of the Planning Commission
2. All parking and access drives for the proposed use must be paved and constructed in conformance with City design standards at the time it's constructed
3. Signage shall be in conformance with the City of Osage Beach Sign Ordinance.
4. This approval does not constitute building permit approval; all other zoning and building regulations must be followed.
5. An annual review of this request will not be required.

Alderman Catcott seconded the motion which was voted on and unanimously passed.

**Presentation of GFOA Award.**

Mayor Lyons presented the Certificate of Achievement for Excellence in Financial Reporting to City Treasurer Karri Bell for the thirteenth consecutive year. Everyone congratulated City Treasurer Karri Bell for this accomplishment.

**Bill No. 13-03.** AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING SECTION 125.050 F, PAY AND COMPENSTION

Human Resources Generalist Cindy Leigh explained that during the 2013 budget process staff was asked to look at reducing the pay plan expense. Currently all full time positions are reviewed once within a four year period. This frequency can be changed to once within an eight year period with

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little effect on employees because Section 125.050.D.1 provides for procedures for a position to be reviewed “when there has been a material, significant, and permanent change in job duties”.

Bill 13-03 proposes changing the frequency that all positions are reviewed from four years to eight years.

Attached is a copy of Section 125.050.A through 125.050.F that refers to the pay plan. The following is an excerpt from this section documenting the change.

- E. *Periodic Position Review and Maintenance of Job Descriptions:* In order to ensure that jobs remain in the appropriate classification and job descriptions are relevant, the Human Resources Generalist is responsible for establishing procedures so that all positions are reviewed every ~~four~~ **eight** years.

Mayor Lyons presented the first reading of Bill No. 13-03 by title only. It was noted that Bill No. 13-03 has been available for public review.

Alderman Rucker moved to approve the first reading of Bill No. 13-03 as presented. Alderman Schmitt seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading of Bill No. 13-03 by title only. Alderman Farmer moved to approve the second and final reading of Bill No. 13-03. Alderman Schmitt seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 13-03 and to pass same into Ordinance: “Ayes”: Alderman Rucker, Alderman Catcott, Alderman Schmitt, Alderman Olivarri, Alderman Farmer. “Nays”: None. “Absent”: Alderman Kahrs. Bill No. 13-03 was passed and approved as Ordinance No. 13.03.

**Bill No. 13-04.** AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION TRANSPORTATION ENHANCEMENT FUNDS PROGRAM AGREEMENT

City Engineer Nick Edelman explained this agreement provides funding for the construction of sidewalks along Osage Beach Parkway from Highway KK to Nichols Road. It is set up as 80% federal funds not to exceed \$354,242 with a 20% local match.

Mayor Lyons presented the first reading of Bill No. 13-04 by title only. It was noted that Bill No. 13-04 has been available for public review.

Alderman Schmitt moved to approve the first reading of Bill No. 13-04 as presented. Alderman Olivarri seconded the motion which was voted on and unanimously passed.

Alderman Catcott said that sidewalks are also needed between Highway 42 and Lake Ozark and funds should be budgeted for that area. Mr. Edelman explained that funding will be requested for that area during the next round of grant funding. Upon a question from Alderman Rucker about where the 20% is budgeted, Mr. Edelman said engineering is budgeted in 2013 and construction money will need to be budgeted in 2014.

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Mayor Lyons presented the second and final reading of Bill No. 13-04 by title only. Alderman Farmer moved to approve the second and final reading of Bill No. 13-04. Alderman Schmitt seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 13-04 and to pass same into Ordinance: “Ayes”: Alderman Catcott, Alderman Schmitt, Alderman Olivarri, Alderman Farmer, Alderman Rucker. “Nays”: None. “Absent”: Alderman Kahrs. Bill No. 13-04 was passed and approved as Ordinance No. 13.04.

**Bill No. 13-05.** AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING SECTION 115.410, EVALUATION OF CERTAIN APPOINTED OFFICIALS

Mayor Lyons explained that on July 19, 2012, she sent a memorandum to the Board requesting input on suggested changes to Section 115.410. In early January, she asked the Board for input. Based on the comments she received, she believes this change will improve the evaluation process of Appointed Officials.

Mayor Lyons presented the first reading of Bill No. 13-05 by title only. It was noted that Bill No. 13-05 has been available for public review.

Alderman Farmer moved to approve the first reading of Bill No. 13-05 as presented. Alderman Olivarri seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading of Bill No. 13-05 by title only. Alderman Rucker moved to approve the second and final reading of Bill No. 13-05. Alderman Schmitt seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 13-05 and to pass same into Ordinance: “Ayes”: Alderman Schmitt, Alderman Olivarri, Alderman Farmer, Alderman Rucker, Alderman Catcott. “Nays”: None. “Absent”: Alderman Kahrs. Bill No. 13-05 was passed and approved as Ordinance No. 13.05.

**Bill No. 13-06.** AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, ENACTING SECTION 210.233 CODE OF ORDINANCES, ENTITLED FUNERAL PROTESTS PROHIBITED, WHEN -- CITATION OF LAW -- DEFINITION

City Attorney Ed Rucker explained that on September 3, 2009, acting upon my advice and under threat of legal action from the American Civil Liberties Union, the Board of Aldermen voted to repeal the City’s ordinance designed to protect funerals from disruptive protests. He added that at that time he promised to monitor the issue and notify the Board if the position of the Eighth Circuit Court of Appeals changed as to these ordinances. In *Phelps–Roper v. City of Manchester*, 697 F.3d 698, (8<sup>th</sup> Cir. 2012) (en banc) decided on Tuesday October 16, 2012 the court upheld as constitutional a similar ordinance from the City of Manchester.

Rule 13.1 of the Rules of the Supreme Court of the United States provides that petition of a Writ of Certiorari be filed within 90 days of the decision sought to be reviewed. Those 90 days have expired. On Friday January 25, 2013 the clerk’s office indicated that they did not have a petition for a Writ of Certiorari from the plaintiff. The opinion can be considered final.

The proposed ordinance is a copy of the approved language protecting funerals from protesters as it appears in the ordinance of the City of Manchester.

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Mayor Lyons presented the first reading of Bill No. 13-06 by title only. It was noted that Bill No. 13-06 has been available for public review.

Alderman Farmer moved to approve the first reading of Bill No. 13-06 as presented. Alderman Schmitt seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading of Bill No. 13-06 by title only. Alderman Schmitt moved to approve the second and final reading of Bill No. 13-06. Alderman Catcott seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 13-06 and to pass same into Ordinance: "Ayes": Alderman Olivarri, Alderman Farmer, Alderman Rucker, Alderman Catcott, Alderman Schmitt. "Nays": None. "Absent": Alderman Kahrs. Bill No. 13-06 was passed and approved as Ordinance No. 13.06.

**Bill No. 13-07.** AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, REPEALING SECTION 635.010 AND SECTION 635.015 OF THE OSAGE BEACH CODE OF ORDINANCES AND REENACTING A NEW SECTIONS 635.010 AND 635.015 ON THE SAME SUBJECT TO COMPLY WITH THE PROVISIONS OF SECTION 393.275 OF THE REVISED STATUTES OF MISSOURI.

City Attorney Ed Rucker explained that Section 393.275 Revised Statutes of Missouri requires that the reenactment of the utility franchise tax must be accomplished within 60 days of the rate increase. The rate increase was granted on December 12, 2012 and this ordinance should be adopted by February 9, 2013.

Mayor Lyons presented the first reading of Bill No. 13-07 by title only. It was noted that Bill No. 13-07 has been available for public review.

Alderman Catcott moved to approve the first reading of Bill No. 13-07 as presented. Alderman Schmitt seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading of Bill No. 13-07 by title only. Alderman Olivarri moved to approve the second and final reading of Bill No. 13-07. Alderman Schmitt seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 13-07 and to pass same into Ordinance: "Ayes": Alderman Farmer, Alderman Rucker, Alderman Catcott, Alderman Schmitt, Alderman Olivarri. "Nays": None. Bill No. 13-07 was passed and approved as Ordinance No. 13.07.

**Authorize Placement of Street Light on a Portion of Nichols Road formerly known as Old State Park Road.**

City Engineer Nick Edelman explained property owners have submitted the appropriate documents for the City to place a street light on Nichols Road and is acceptable to the Engineering Department. It meets the standards as set forth in the Osage Beach Design Guidelines and Ameren has agreed to place a street light on their pole. Ameren will maintain the street light and the City will be paying the bill for this street light. The Engineering Department recommended approval of the street light as requested.

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Alderman Olivarri moved to approve the placement of a street light on a portion of Nichols Road as recommended. Alderman Catcott seconded the motion which was voted on and unanimously passed.

**Bid Award.** Mace Road Sewer Extension Project.

The following bids were received for the Mace Road Sewer Extension Project:

Keystone Excavating, LLC	\$205,502.25
Temman Excavating	\$128,933.10
Travis Hodge Hauling, LLC	\$147,273.54
Hutchins Telecom, LLC	\$169,470.70
Stockman Construction Group	\$211,168.10
Four Seasons Plumbing	\$133,975.00
Sterling Excavation Inc.	\$194,106.00
Excel Excavating	\$175,131.00
Cooper Siteworks Inc.	\$168,721.55
APAC Missouri Inc.	\$199,132.41
JC Industries Inc.	\$167,680.30
Ed Laubinger Excavating	\$221,705.00
Midstate Pipeline Maintenance, LLC	\$161,329.00
M & M Utilities, LLC	\$181,533.05
Lamke Trenching & Excavating Inc.	\$292,911.37

City Engineer Nick Edelman said Temman Excavating is the apparent low bidder and all the references were positive. This project will remove residences within the City limits from Lake Ozark's sewer system and re-route the sewer line to Osage Beach's sewer system.

Funding for this project can be obtained from 35-00-773208 Mace Road with a budget balance of \$220,000. The Engineering Department recommends awarding the project to Temmen Excavating in the amount of \$128,933.10.

Alderman Rucker moved to award the bid for Mace Road Sewer Extension Project to the low bidder, Temmen Excavating, in the amount of \$128,933.10. Alderman Olivarri seconded the motion which was voted on and unanimously passed.

**Communications from Board Members.**

Alderman Schmitt. Ron Schmitt said he appreciated that Summit Natural Gas is doing a good job.

Alderman Farmer. Lois Farmer announced that she has a new great granddaughter.

Alderman Catcott. Fred Catcott thanked City Attorney Ed Rucker for his explanation of legal matters so they are easily understood.

Alderman Rucker. Kevin Rucker expressed his desire that everyone support Representative Rocky Miller's Bill about E. coli testing. He said this is an opportunity to eliminate problems for the swimming beaches.

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## **Staff Communications.**

Chief of Police. Todd Davis reminded everyone that February 15, 2013 is Cops on Top which provides an opportunity to raise money for Special Olympics.

City Attorney. Ed Rucker clarified some misunderstanding about the City Use Tax Election. He said that recent reports may have left the impression that the City Use Tax submitted to voters on the April ballot is an additional tax imposed on top of the current sales tax. That is not true. He added that the use tax can apply to a purchase only where no sales tax is applied. If sales tax is collected, the use tax is not collected.

The decision in Street v. Director of Revenue in 2012, changed existing practice by prohibiting collection of a local sales tax on a vehicle purchased from an out of state vendor. The Department of Revenue will collect the use tax, if adopted, when the vehicle is purchased from an out of state vendor. At registration, vehicle or boat owners will be charged sales tax or use tax, but not both.

The ordinance submitted to the voters, is the only option available to address the loss of City revenue caused by the decision in Street v. Director of Revenue. The Department of Revenue's initial estimate was a loss to the City of Osage Beach of \$33,000.00 annually. The City of Camdenton, Morgan County, Camden County and the City of Laurie are all placing use tax proposals before their voters in the April 2, 2013 election.

City Engineer. Nick Edelman said a decrease was submitted in the Contract Modification from Gerstner Electric in the amount of \$28,215 for Osage Beach Parkway Lighting Improvement Project from KK to Lazy Days Road.

Superintendent of Public Works. Rick King commented on Summit Natural Gas. He works with them on hundreds of locates a day and has a good working relationship so far.

At the request of Alderman Olivarri, State Representative Rocky Miller came forward and there was a brief discussion on Key Largo.

There being no further business to come before the Board, the meeting adjourned at 8:20 p.m.

I, Dorothy Urlicks, Deputy 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 February 7, 2013.

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Dorothy Urlicks, Deputy City Clerk

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Penny Lyons, Mayor

**CITY OF OSAGE BEACH  
BILLS LIST  
February 21, 2013**

<b>Bills Paid Prior to Board Meeting</b>	<b>121,502.89</b>
<b>Payroll Paid Prior to Board Meeting</b>	<b>118,873.08</b>
<b>SRF Transfer Prior to Board Meeting</b>	<b>0.00</b>
<b>TIF Transfer Prior to Board Meeting</b>	<b>0.00</b>
<b>TIF Pilots Transfer Prior to Board Meetin</b>	<b>0.00</b>
<b>Bills Pending Board Approval</b>	<b>85,250.63</b>
<b>Total Expenses</b>	<b><u>325,626.60</u></b>

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
NON-DEPARTMENTAL	General Fund	MO DEPT OF REVENUE	JAN CVC COLLECTIONS	541.88
		FAMILY SUPPORT PAYMENT CENTER	Case# 26v050500201	344.31
		MO DEPT OF REVENUE	PARK, BOOKS, MISC SALES TA	1.36
			State Withholding	3,735.00
		MO TREASURER BUDGET DIRECTOR	JAN OFFICER STNDRDS/TRAINI	76.00
		INTERNAL REVENUE SERVICE	Fed WH	11,717.15
			FICA	7,202.39
			Medicare	1,684.45
		ICMA	Retirement 457 &	276.13
			Retirement 457	793.19
			Loan Repayments	1,060.97
			Loan Repayments	845.71
			401 Loan Payment	424.00
			401 Loan Payment	337.69
			Loan Repayments	365.68
			Loan Repayments	318.78
			Loan Repayments	242.25
			Retirement Roth IRA	180.00
		CAMDEN COURT	Case No. 11CM-SC00049	77.42
		CITIZENS AGAINST DOMESTIC VIOLENCE	JAN CADV COLLECTIONS	180.00
		THE BANCORP BANK	HSA Contribution	25.00
			HSA Family/Dep. Contributi	1,471.83
		ONE TIME VENDOR	Bond Refund:111538834-01	350.00
			Bond Refund:101941170-01	200.00
			Bond Refund:101941170-01	45.50
			TOTAL:	32,496.69
		City Administrator	General Fund	INTERNAL REVENUE SERVICE
	Medicare			96.43
ICMA	Retirement 401			410.60
AT & T MOBILITY-CELLS	CITY ADMIN CELL PHONE			37.39
THE BANCORP BANK	HSA Family/Dep. Contributi			100.00
	TOTAL:			1,056.73
City Clerk	General Fund	INTERNAL REVENUE SERVICE	FICA	361.34
			Medicare	84.50
		ICMA	Retirement 401	297.34
		THE BANCORP BANK	HSA Contribution	25.00
			HSA Family/Dep. Contributi	100.00
			TOTAL:	868.18
City Treasurer	General Fund	INTERNAL REVENUE SERVICE	FICA	467.09
			Medicare	109.25
		BELL, KARRI	GFOA MILEAGE REIMB	72.32
		ICMA	Retirement 401	461.00
		WHITE, APRIL	AIRFARE INCODE CONFERENCE	330.55
		THE BANCORP BANK	HSA Family/Dep. Contributi	150.00
			TOTAL:	1,590.21
Municipal Court	General Fund	INTERNAL REVENUE SERVICE	FICA	132.22
			Medicare	30.92
		ICMA	Retirement 401	128.55
		NACM-NATIONAL ASSOCIATION FOR COURT MA	2013 MEMBERSHIP H EIDSON	125.00
			TOTAL:	416.69
City Attorney	General Fund	INTERNAL REVENUE SERVICE	FICA	280.48

**000014**

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			Medicare	65.60
		ICMA	Retirement 401	274.27
		THE BANCORP BANK	HSA Family/Dep. Contributi	50.00
			TOTAL:	670.35
Building Inspection	General Fund	FLEET ONE	BLDG DEPT FUEL	45.87
		INTERNAL REVENUE SERVICE	FICA	289.63
			Medicare	67.74
		ICMA	Retirement 401	290.29
		THE BANCORP BANK	HSA Family/Dep. Contributi	150.00
			TOTAL:	843.53
Building Maintenance	General Fund	ALLIED WASTE SERVICES #435	CITY HALL TRASH SERVICE	114.91
		JAMES R THOMAS CONSTRUCTION CO INC	LOWER LEVEL HALLWAY	10,528.96
			TOTAL:	10,643.87
Parks	General Fund	FLEET ONE	PARKS FUEL	61.14
		ALLIED WASTE SERVICES #435	PARK DEPT TRASH SERVICE	43.12
		AMEREN MISSOURI	CITY PARK #2 DISPLAY C	9.76
			FISH HATCHERY RD SOCCER FL	19.51
			CITY PARK #2 DISPLAY D	9.76
			FISH HATCHERY RD BALL FIEL	278.59
			CITY PARK #2 DISPLAY B	9.76
			CITY PARK #2 DISPLAY A	9.76
			CITY PARK #2 IRRIGATION PU	9.99
		INTERNAL REVENUE SERVICE	FICA	291.92
			Medicare	68.27
		ICMA	Retirement 401	224.40
		AT & T MOBILITY-CELLS	PARK CELL PHONE	37.10
		THE BANCORP BANK	HSA Contribution	25.00
			HSA Family/Dep. Contributi	100.00
			TOTAL:	1,198.08
Human Resources	General Fund	INTERNAL REVENUE SERVICE	FICA	118.74
			Medicare	27.77
		OCCUPATIONAL MEDICINE CLINIC	POST ACCIDENT	20.00
			FIT FOR DUTY	119.00
			FIT FOR DUTY	50.00
			PRE-EMPLOYMENT	20.00
			DRUG SCREEN	70.00
		ICMA	Retirement 401	117.96
		GARY E CUENDET DBA	ENGRAVED CLOCK	110.00
		THE BANCORP BANK	HSA Family/Dep. Contributi	50.00
			TOTAL:	703.47
Overhead	General Fund	OCCUPATIONAL MEDICINE CLINIC	WORKER'S COMP	669.94
			WORKER'S COMP	69.00
			TOTAL:	738.94
Police	General Fund	FLEET ONE	PUBLIC SAFETY FUEL	1,352.84
			PUBLIC SAFETY CAR WASH	56.00
		INTERNAL REVENUE SERVICE	FICA	2,874.90
			Medicare	672.36
		ICMA	Retirement 401	2,834.30
		AT & T MOBILITY-CELLS	POLICE DEPT CELL PHONES	184.38
		THE BANCORP BANK	HSA Contribution	125.00

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	000015	AMOUNT
			HSA Family/Dep. Contributi		800.00
			TOTAL:		8,899.78
911 Center	General Fund	AT & T/CITY HALL	911 SERVICE		1,329.85
		INTERNAL REVENUE SERVICE	FICA		864.54
			Medicare		202.19
		ICMA	Retirement 401		863.59
		THE BANCORP BANK	HSA Contribution		75.00
			HSA Family/Dep. Contributi		100.00
			TOTAL:		3,435.17
Planning	General Fund	FLEET ONE	PLANNING FUEL		79.77
		INTERNAL REVENUE SERVICE	FICA		263.03
			Medicare		61.52
		ICMA	Retirement 401		258.04
		AT & T MOBILITY-CELLS	PLANNER CELL PHONE		26.41
		THE BANCORP BANK	HSA Contribution		25.00
			HSA Family/Dep. Contributi		50.00
			TOTAL:		763.77
Engineering	General Fund	FLEET ONE	CITY ENG FUEL		105.80
		INTERNAL REVENUE SERVICE	FICA		541.74
			Medicare		126.70
		ICMA	Retirement 401		530.74
		AT & T MOBILITY-CELLS	ENG DEPT CELL PHONES		120.25
		THE BANCORP BANK	HSA Contribution		50.00
			HSA Family/Dep. Contributi		100.00
		INTERNATIONAL RIGHT OF WAY ASSOC (US)	2013 IRWA MEMBERSHIP		245.00
			TOTAL:		1,820.23
Information Technology	General Fund	INTERNAL REVENUE SERVICE	FICA		304.45
			Medicare		71.20
		ICMA	Retirement 401		295.57
		AT&T INTERNET/IP SERVICES	JAN SERVICE		807.45
		AT & T /EMSGTWY_SBC	DEC SERVICE		141.07
		AT & T MOBILITY-CELLS	DEC SERVICE		79.98
			IT DEPT CELL PHONE		66.20
		THE BANCORP BANK	HSA Contribution		25.00
			TOTAL:		1,790.92
NON-DEPARTMENTAL	Transportation	MO DEPT OF REVENUE	State Withholding		388.50
		INTERNAL REVENUE SERVICE	Fed WH		1,174.74
			FICA		695.63
			Medicare		162.70
		ICMA	Retirement 457		50.00
			Loan Repayments		60.91
			401 Loan Payment		16.89
		THE BANCORP BANK	HSA Contribution		20.00
			TOTAL:		2,569.37
Transportation	Transportation	FLEET ONE	TRANS FUEL		1,005.17
		ALLIED WASTE SERVICES #435	TRASH SERVICES STREET DEPT		38.30
		AMEREN MISSOURI	792 PASSOVER RD STREET LIG		127.23
			872 PASSOVER RD		96.08
			680 PASSOVER RD LIGHTING C		114.99
			KETTERLIN IND PK		211.60

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	000016 AMOUNT
			KETTERLIN IND PK STORAGE F	9.76
		INTERNAL REVENUE SERVICE	FICA	695.63
			Medicare	162.70
		ICMA	Retirement 401	700.07
		JAMES H DREW CORP	REPAIR CRASHWORTHY TERMINA	4,850.00
		THE BANCORP BANK	HSA Contribution	25.00
			HSA Family/Dep. Contributi	166.49
			TOTAL:	8,203.02
NON-DEPARTMENTAL	Water Fund	MO DEPT OF REVENUE	WATER SALES TAX	2,302.51
			State Withholding	177.70
		INTERNAL REVENUE SERVICE	Fed WH	606.83
			FICA	394.42
			Medicare	92.23
		ICMA	Retirement 457	25.00
			Loan Repayments	22.97
			401 Loan Payment	75.98
			Loan Repayments	68.06
		THE BANCORP BANK	HSA Family/Dep. Contributi	30.00
		ONE TIME VENDOR MYERS, CHARLES	03-1640-01	44.00
			TOTAL:	3,839.70
Water	Water Fund	AMEREN MISSOURI	LK RD 54-59 WELL #2	861.60
			SWISS VILLAGE WELL	1,487.29
			COLUMBIA COLLEGE WELL	187.04
		FLEET ONE	WATER FUEL	104.27
		ALLIED WASTE SERVICES #435	TRASH SERVICES WATER DEPT	38.30
		AMEREN MISSOURI	PARKVIEW WELL	502.09
			HOLIDAY SHORES WELL	101.05
			KETTERLIN IND PK	211.59
			COLUMBIA COLLEGE TOWER	222.78
		INTERNAL REVENUE SERVICE	FICA	394.44
			Medicare	92.24
		ICMA	Retirement 401	395.39
		DUNHAM, LOYD	MILEAGE REIMB 01/23-01/29/	103.96
		AT & T MOBILITY-CELLS	WATER DEPT CELL PHONES	81.73
		RUBLE, JUSTIN	MILEAGE REIMB 01/27-02/05/	38.42
		THE BANCORP BANK	HSA Contribution	25.00
			HSA Family/Dep. Contributi	141.74
			TOTAL:	4,988.93
NON-DEPARTMENTAL	Sewer Fund	FAMILY SUPPORT PAYMENT CENTER	Case #61420083	46.15
		MO DEPT OF REVENUE	State Withholding	355.80
		INTERNAL REVENUE SERVICE	Fed WH	1,329.07
			FICA	753.71
			Medicare	176.27
		ICMA	Retirement 457	45.00
			Loan Repayments	26.13
			Loan Repayments	90.56
			401 Loan Payment	31.01
			401 Loan Payment	193.85
			Loan Repayments	94.62
		THE BANCORP BANK	HSA Contribution	17.50
			HSA Family/Dep. Contributi	60.00
			TOTAL:	3,219.67

000017

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT		
Sewer	Sewer Fund	AMEREN MISSOURI	GRINDER PUMPS & LIFT STATI	2,054.27		
			GRINDER PUMPS & LIFT STATI	4,118.49		
			GRINDER PUMPS & LIFT STATI	2,508.18		
			GRINDER PUMPS & LIFT STATI	4,960.47		
		FLEET ONE	SEWER FUEL	347.50		
		GARMANY, DAVID	MILEAGE REIMB 01/23-01/29/	47.46		
		ALLIED WASTE SERVICES #435	TRASH SERVICES SEWER DEPT	38.31		
		AMEREN MISSOURI	WINDGATE BLDG SEWER	344.16		
			PASSOVER RD SEWER	47.33		
			1184 JEFFRIES RD LIFT STAT	25.11		
			COBBLESTONE DR LIFT STATIO	48.59		
			KETTERLIN IND PK	211.60		
		INTERNAL REVENUE SERVICE	FICA	753.69		
			Medicare	176.26		
		OWENS, BRIAN	MILEAGE REIMB 01/23-01/29/	23.96		
		ICMA	Retirement 401	748.05		
		GILMORE & BELL	REBATE CALC 2005	151.00		
		MCELROY, SHAWN	MILEAGE REIMB 01/27-02/05/	11.30		
		AT & T MOBILITY-CELLS	SEWER DEPT CELL PHONES	54.82		
		STARK, CHAD	MILEAGE REIMB 01/27-02/05/	57.63		
		THE BANCORP BANK	HSA Contribution	50.00		
			HSA Family/Dep. Contributi	241.77		
			TOTAL:	17,019.95		
		NON-DEPARTMENTAL	Ambulance Fund	MO DEPT OF REVENUE	State Withholding	317.00
					INTERNAL REVENUE SERVICE	Fed WH
					FICA	661.48
					Medicare	154.71
	TOTAL:			2,129.91		
Ambulance	Ambulance Fund	FLEET ONE	AMB FUEL	183.30		
		INTERNAL REVENUE SERVICE	FICA	661.48		
			Medicare	154.71		
		ICMA	Retirement 401	650.47		
		AT & T MOBILITY-CELLS	AMB DEPT CELL PHONES	119.74		
		AMBULANCE REIMBURSEMENT SYSTEMS INC	JAN AMBULANCE BILLING FEES	1,032.47		
		THE BANCORP BANK	HSA Family/Dep. Contributi	425.00		
	TOTAL:	3,227.17				
NON-DEPARTMENTAL	Lee C. Fine Airpor	MO DEPT OF REVENUE	LCF SALES TAX	891.19		
			INTERNAL REVENUE SERVICE	State Withholding	56.20	
			Fed WH	215.88		
			FICA	219.68		
			Medicare	51.37		
		ICMA	Retirment 457 &	116.87		
			TOTAL:	1,551.19		
Lee C. Fine Airport	Lee C. Fine Airpor	ALLIED WASTE SERVICES #435	LCF AIRPORT TRASH SERVICE	54.93		
			AMEREN MISSOURI	LO STATE PARK LOCALZR	40.33	
			AIRPORT FIREHOUSE	345.09		
			LCF AIRPORT HANGAR RENTAL	475.64		
			LCF AIRPORT HANGAR	59.58		
		INTERNAL REVENUE SERVICE	FICA	219.68		
			Medicare	51.37		
		ICMA	Retirement 401	219.30		
		THE BANCORP BANK	HSA Contribution	15.00		

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
				<b>000018</b>
			HSA Family/Dep. Contributi	100.00
			TOTAL:	1,580.92
NON-DEPARTMENTAL	Grand Glaize Airpo	MO DEPT OF REVENUE	State Withholding	78.80
		INTERNAL REVENUE SERVICE	Fed WH	269.64
			FICA	184.83
			Medicare	43.23
		ICMA	Retirment 457 &	77.91
			TOTAL:	654.41
Grand Glaize Airport	Grand Glaize Airpo	CITY OF OSAGE BEACH	UTILITY SERVICE 12/25-01/2	31.68
		FLEET ONE	GG FUEL	72.14
		ALLIED WASTE SERVICES #435	GG AIRPORT TRASH SERVICE	54.93
		AMEREN MISSOURI	GG AIRPORT HANGAR	54.71
			AIRPORT RD HWY 54	302.25
			GG AIRPORT SHOP	66.94
			957 AIRPORT RD	10.03
			TBLC EXT D GG AIRPORT	22.60
			GG AIRPORT HANGAR	27.35
			GG AIRPORT SLEEPY	43.31
		INTERNAL REVENUE SERVICE	FICA	184.83
			Medicare	43.23
		ICMA	Retirement 401	185.57
		AT & T MOBILITY-CELLS	AIRPORT CELL PHONE	26.21
		THE BANCORP BANK	HSA Contribution	10.00
			HSA Family/Dep. Contributi	50.00
			TOTAL:	1,185.78
Non-Departmental	TIF - Prewitt's Po	UMB BANK NA	ADMINISTRATIVE FEES	3,396.26
			TOTAL:	3,396.26

===== FUND TOTALS =====

10	General Fund	67,936.61
20	Transportation	10,772.39
30	Water Fund	8,828.63
35	Sewer Fund	20,239.62
40	Ambulance Fund	5,357.08
45	Lee C. Fine Airport Fund	3,132.11
47	Grand Glaize Airport Fund	1,840.19
60	TIF - Prewitt's Point	3,396.26
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GRAND TOTAL:		121,502.89
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**000019**

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT	
City Clerk	General Fund	MILLER CO CLERK CAMDEN COUNTY CLERK STAPLES ADVANTAGE	APRIL 2, 2013 ELECTION FEE	406.00	
			APRIL 2, 2013 ELECTION FEE	2,268.92	
			ENV, GLUE STK, STAPLES	33.37	
			TOTAL:	2,708.29	
City Treasurer	General Fund	GOVERNMENT FINANCE OFFICERS ASSOCIATIO	2013 MEMBERSHIP K BELL	160.00	
			TOTAL:	160.00	
Municipal Court	General Fund	WASHBURN, WILLIAM F	FEB MUNICIPAL COURT JUDGE	1,763.17	
			TOTAL:	1,763.17	
City Attorney	General Fund	WEST INTERNATIONAL MUNICIPAL LAWYERS ASOC THE MISSOURI BAR	INFORMATION CHARGES	226.32	
			IMLA MEMBERSHIP RENEWAL	375.00	
			TRIALS OF THE CENTURY	285.00	
			TOTAL:	886.32	
Building Inspection	General Fund	O'REILLY AUTOMOTIVE STORES INC BANKCARD CENTER 2268	ANTIFREEZE, WIPER BLADES,	62.86	
			AIRFARE H OLIVER	366.58	
			AIRFARE R WHITE	366.58	
			PRICELINE,COM AIR OLIVER,W	48.00	
			LODGING H OLIVER	107.52	
			LODGING R WHITE	107.52	
			TOTAL:	1,059.06	
Building Maintenance	General Fund	PRAIRIEFIRE COFFEE & ROASTERS LAKE RECHARGE & FIRE EQUIPMENT LLC CULLIGAN LAKE OF THE OZARKS AB PEST CONTROL STAPLES ADVANTAGE VAUGHN IRRIGATION LLC	WATER COOLER RENTAL	38.51	
			SPRINKLER & BACK FLOW INSP	650.00	
			SALT	91.98	
			PEST CONTROL	75.00	
			PURELL, SOAP, TISSUE, CUPS	631.89	
			PURELL	110.64	
			REPAIR WIRE	260.70	
			TOTAL:	1,858.72	
			Parks	General Fund	MEEKS BUILDING CENTER
6X6 TREATED	213.72				
QUIKRETE	7.98				
SCREWS, NAILS, BITS	32.98				
NUTS, BOLTS, SCREWS	24.25				
2X10s, SCREWS, JOIST HANGE	144.61				
NUTS, BOLTS, SCREWS	28.88				
SINGLE OUTLET, WALLPLATE	6.58				
2X10s, NUTS, BOLT, SCREWS	119.75				
FLEET ONE	PARKS FUEL	49.78			
	PARKS FUEL	107.27			
GB MAINTENANCE SUPPLY	60 GAL LINERS	44.80			
O'REILLY AUTOMOTIVE STORES INC	QT JACK OIL	3.99			
	SEALED BEAM	8.73-			
MO DEPT NATURAL RESOURCES/ENVIR QUALIT	LAB SERV/PROG ADMIN FEES	100.00			
MO STATE AGENCY FOR SURPLUS	TAPE, SHARPENING STONE, CH	6.00			
	STORAGE BOXES	20.00			
EZARD'S	JERSEY GLOVES	13.98			
	SCREWEYES, HARDWARE, SNAP	38.53			
O'REILLY AUTOMOTIVE STORES INC	ADAPTER	9.99			
CHASE CO INC	AUGER RENTAL	203.50			
WCA WASTE CORPORATION	JAN PORT-A-LET SERV	125.00			
BISHOP'S AUTO GLASS LLC	WINDSHIELD P3	120.00			

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	000020	AMOUNT
			TOTAL:		1,452.76
Human Resources	General Fund	BANKCARD CENTER 2268	CAPELLO, DVD, GRILL TOOL		99.97
			V2 SERIES, TACKL BAG, GUN		90.81
			KOBALT 14PC, WET/DRY, STANL		267.79
			ROD & REELS		45.00
			TOTAL:		503.57
Overhead	General Fund	XEROX CORPORATION	JAN BASE CHARGE		547.32
		CHARTER BUSINESS	FEBRUARY SERVICE		0.56
		STAPLES ADVANTAGE	CPY PPR		117.76
			TOTAL:		665.64
Police	General Fund	ED ROEHR SAFETY PRODUCTS INC	CHARGING BASES & CORDS		124.46
			BATTERY MAGS		128.75
			SUMMIT SCSM011111A W/2APEX		707.17
		FLEET ONE	PUBLIC SAFETY FUEL		1,202.06
			PUBLIC SAFETY CAR WASH		32.00
			PUBLIC SAFETY FUEL		1,259.91
			PUBLIC SAFETY CAR WASH		24.00
		ARNALL, RICK	DRUG IMPAIRMENT TRAINING M		125.00
		LAKE CLEANERS	UNIFORM CLEANING		699.00
		PSE INSTALLATION	PRIORITY START PD19		140.00
			SIREN REPAIR PD 16		25.00
		TURN KEY MOBILE INC	CUP HOLDERS-CTR CONSOLE		437.43
			ANTENNAS		1,400.00
		HEDRICK MOTIV WERKS LLC	REPLACE CAT CONVERTER PD24		36.75
			FUEL PUMP PD20		345.96
			MOUNT/BAL 08 VIDEO ENFORCE		30.50
		STAPLES ADVANTAGE	CPY PPR, PPR CLPS, BDG HLD		71.06
			SHREDDER, TAPE		269.13
		MISSOURI POLICE CANINE ASSOCIATION	2013 MEMBERSHIP S FORD		30.00
		ONE TIME VENDOR ECONO LODGE	RICK ARNALL LODGING		120.00
			TOTAL:		7,208.18
911 Center	General Fund	WIRELESS USA INC	DECEMBER SERVICE		225.00
			TOTAL:		225.00
Planning	General Fund	BANKCARD CENTER 3333	APA PLANNING CONF - PATT		695.00
			SIGN 10 X 12 CURB DOG		49.40
		FLEET ONE	PLANNING FUEL		86.59
			TOTAL:		830.99
Engineering	General Fund	FLEET ONE	CITY ENG FUEL		89.72
		AMERICAN PUBLIC WORKS ASSOC	MEMBERSHIP RENEWALS		142.00
			TOTAL:		231.72
Information Technology	General Fund	BANKCARD CENTER 3358	ADDRESS CERTIFICATION SOFT		262.00
		STAPLES ADVANTAGE	PORTABLE DVDRW USBS 8X		599.88
			PORTABLE DVDRW USBS 8X		149.97
			TOTAL:		1,011.85
Transportation	Transportation	MEEKS BUILDING CENTER	BLACKTOP PATCH		52.45
		FLEET ONE	TRANS FUEL		376.86
			TRANS FUEL		742.54
		GB MAINTENANCE SUPPLY	SCRUBS IN A BUCKET		33.94

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			<b>000021</b>	
		KNAPHEIDE TRUCK INC	RIGHT HAND BAFFLE	69.94
		O'REILLY AUTOMOTIVE STORES INC	OIL	11.18
			WD 11005 8 OZ SPRAYS	14.97
		CONSOLIDATED ELECTRICAL DISTR, INC	LED EXITS WHITE W/BATTERIE	40.82
		PRAIRIEFIRE COFFEE & ROASTERS	COFFEE, HOT CHOC, CREAM, S	46.85
		BILLS TREE AND CRANE SERVICE	2 DEAD TREES REMOVED	650.00
		AMERICAN PUBLIC WORKS ASSOC	MEMBERSHIP RENEWALS	142.00
		PRECISION AUTO & TIRE SERVICE LLC	OIL CHANGE #53	41.95
		UNIFIRST CORPORATION	STREET DEPT UNIFORMS	28.44
			STREET DEPT FLOOR MATS	6.45
			STREET DEPT UNIFORMS	28.44
			STREET DEPT FLOOR MATS	6.45
		STAPLES ADVANTAGE	FLDRS, CLIPBRDS, PENS, NTB	18.79
			BOWLS, PAPER TOWELS	26.68
		ALPHAGRAPHICS	LETTERHEAD, ENVELOPES	90.11
		GERSTNER ELECTRIC INC	STREET LIGHTS	20,139.68
			TOTAL:	22,568.54
Water	Water Fund	MARK'S MOBILE GLASS, INC	WINDSHIELD #51	150.00
		EZARD'S	TWIST NOZZLE	6.99
			SHOVEL	16.99
			TOWELS, CLEANER	21.96
			MASKING TAPE	1.49
			PAINT PAILS, LIDS	23.34
		FASTENAL CO	H2 AUTO CENTER PUNCH	30.99
		FLEET ONE	WATER FUEL	272.36
			WATER FUEL	339.49
		GB MAINTENANCE SUPPLY	SCRUBS IN A BUCKET	33.94
		MO ONE CALL SYSTEM INC	LOCATES	363.35
		SCHULTE SUPPLY INC	VEH POWER ADPTR, COAX ASSY	183.80
		O'REILLY AUTOMOTIVE STORES INC	LIGHT	7.19
			WIPER FLD, GLASS CLNR, LAM	10.88
		CONSOLIDATED ELECTRICAL DISTR, INC	LED EXITS WHITE W/BATTERIE	40.81
		POSTMASTER	PERMIT #10	380.00
		PRAIRIEFIRE COFFEE & ROASTERS	COFFEE, HOT CHOC, CREAM, S	46.85
		AMERICAN PUBLIC WORKS ASSOC	MEMBERSHIP RENEWALS	142.00
		HD SUPPLY WATERWORKS LTD	PRES REGS	289.35
			PRESSURE REDUCING VALVE	339.00
			SETTER	329.05
			PJ CTSXCTS, YOKE	334.24
			PVC, CPLG, SS INSERTS	388.60
			PHILMAC CPLGS	70.42
			REGULATOR, SS INSERTS	261.78
			VLV WRENCH, SHUT OFF KEY	99.21
			VALVE BOX W/LID	49.00
			MARKING PAINT	146.88
		PRECISION AUTO & TIRE SERVICE LLC	TIRE REPAIR #52	15.00
		UNIFIRST CORPORATION	WATER DEPT UNIFORMS	11.72
			WATER DEPT FLOOR MATS	6.45
			WATER DEPT UNIFORMS	20.30
			WATER DEPT FLOOR MATS	6.45
		STAPLES ADVANTAGE	FLDRS, CLIPBRDS, PENS, NTB	18.79
		ALPHAGRAPHICS	LETTERHEAD, ENVELOPES	90.10
			TOTAL:	4,548.77
Sewer	Sewer Fund	MCDUFFEY LAB	E COLI & FECAL ANALYSIS	55.00

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	000022	AMOUNT
			E COLI ANALYSIS		35.00
		AMOS SEPTIC SERVICE INC	PUMP LIFT STATIONS		310.00
		EZARD'S	PADLOCK, KEYS		25.71
			PADLOCK, FASTENERS, KEYS		19.93
			FASTENERS		2.38
			PVC, COUPLE		17.54
			PVC, COUPLE		3.77-
			FASTENERS		2.01
		FLEET ONE	SEWER FUEL		395.57
			SEWER FUEL		183.90
		GB MAINTENANCE SUPPLY	SCRUBS IN A BUCKET		33.94
		MIDWEST BLOCK & BRICK	LIME		40.80
		MO ONE CALL SYSTEM INC	LOCATES		363.35
		TALLMAN COMPANY	PVC PIPE		402.96
		O'REILLY AUTOMOTIVE STORES INC	HOSE CLAMP		3.20
		LAKE SUN LEADER 81525 & 1586450	GRINDER PUMP BIDS		76.50
		CONSOLIDATED ELECTRICAL DISTR, INC	SP-120/240V-25A CB		4.59
			LED EXITS WHITE W/BATTERIE		40.82
		POSTMASTER	PERMIT #10		380.00
		PRAIRIEFIRE COFFEE & ROASTERS	COFFEE, HOT CHOC, CREAM, S		46.85
		BOWLING ELECTRIC MACHINE	CAPACITORS		490.00
		AMERICAN PUBLIC WORKS ASSOC	MEMBERSHIP RENEWALS		142.00
		HD SUPPLY WATERWORKS LTD	PVC		278.82
			PVC		146.82
			BRASS HEX BUSHINGS, CHK VA		337.26
			AIR RELEASE VALVE		797.00
			MARKING PAINT		115.44
		UNIFIRST CORPORATION	SEWER DEPT UNIFORMS		37.04
			SEWER DEPT FLOOR MATS		6.45
			SEWER DEPT UNIFORMS		37.04
			SEWER DEPT FLOOR MATS		6.45
		STAPLES ADVANTAGE	FLDRS, CLIPBRDS, PENS, NTB		18.79
			STAMP		4.94
			COPY PAPER		27.25
		ALPHAGRAPHS	LETTERHEAD, ENVELOPES		90.11
			TOTAL:		4,971.69
Ambulance	Ambulance Fund	FLEET ONE	AMB FUEL		125.52
		AIRGAS, INC	OXYGEN, OTHER		24.55
		PSE INSTALLATION	ANTENNA INSTALL M8		89.50
		BOUND TREE MEDICAL	MEDICAL SUPPLIES		274.83
		STAPLES ADVANTAGE	DISH SOAP		20.46
		IMAGE TREND INC	ANNUAL FIELD BRIDGE SUPPOR		400.00
		PMI SUPPLY, INC	CPAPS, ELECTRODES		349.00
			TOTAL:		1,283.86
Lee C. Fine Airport	Lee C. Fine Airpor	RP LUMBER INC	LUMBER		143.84
		FLEET ONE	LCF FUEL		66.12
		NAEGLER OIL CO	EQUIPMENT CONNECTION FEES		46.00
			JET A FUEL		16,892.89
		LOWE'S	SWIVEL PHOTO CNTRL, FLIP C		31.03
			GFIS, DEVICE CVRS, BRACKET		111.23
		VAISALA INC	LOC PREVENTIVE MAINT		2,450.00
		S & W PROPANE INC	PROPANE		647.75
		ANCHOR FENCE	LCF AIRPORT GATE OPERATORS		10,800.00
			TOTAL:		31,188.86

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
Grand Glaize Airport	Grand Glaize Airpo	FLEET ONE	GG FUEL	68.64
		NAEGLER OIL CO	EQUIPMENT CONNECTION FEES	46.00
		CAMDEN COUNTY RECORDER OF DEEDS	FAX COPIES	9.00
			TOTAL:	123.64

000023

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

10	General Fund	20,565.27
20	Transportation	22,568.54
30	Water Fund	4,548.77
35	Sewer Fund	4,971.69
40	Ambulance Fund	1,283.86
45	Lee C. Fine Airport Fund	31,188.86
47	Grand Glaize Airport Fund	123.64

----- GRAND TOTAL: 85,250.63 -----

**Submission Date:** February 6, 2013

**Submitted By:** City Engineer

**Board Meeting Date:** February 21, 2013

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

**Description of Item:**

Bill No. 13-08. Award the proposed Construction Contract No. OB13-003 for the City Park Storage Building Improvements-Phase I project

**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 \$5,000.

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

An ordinance to approve the contract award. Request first and second readings.

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

We would like to complete this as soon as possible.

**Comments and Recommendation of Department:**

Bids were opened on February 5, 2013. The Bid Abstract is attached. Radlund Construction, LLC is the apparent low bidder. We have contacted references. All the references were good.

This project will provide a concrete floor and approach to the City Park Storage Building.

Funding for this project can be obtained from 10-10-773207 Storage Building with a budget balance of \$26,000. There is additional work that will utilize this account. The Engineering Department recommends awarding the project to Radlund Construction, LLC in the amount of \$11,118.70.

**000025**

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

Concur with the City Engineer's recommendation.

## BID OPENING

## City Park Storage Building Improvements

February 5, 2013

10:00 a.m.

The following bids were opened by City Clerk Diann Warner and witnessed by Deputy City Clerk Dorothy Urlicks.

<b>Bidder Name</b>	<b>Amount of Bid</b>
Glascock Const. Inc.	\$15,865.69
American Pride Hauling LLC	\$17,542.50
JC Industries Inc.	\$19,551.10
Travis Hodge Hauling LLC	\$16,747.00
Hutchins Telecom LLC	\$18,993.20
B & P Patterson LLC	\$16,438.10
Clarks Concrete Const Co	\$14,877.54
Con-Dev Concrete Const. & Pump Service Inc.	\$12,963.92
Radlund Construction LLC	\$11,118.70

000027

BID TABULATION  
 City Park Storage Building Improvements-Phase 1  
 OB13-003

Bid Opening February 5, 2013

Item No.	Description	Est. Quantity	Unit	Engineer's Estimate		Radlund Construction Camdenton, MO		Cor-Dew Concrete Conct Eikon, MO		Clark's Concrete Conct Camdenton, MO		Glascock Construction Osage Beach, MO		B&P Pederson Linn, MO	
				Unit Price	Estimation Figure	Unit Price	Estimation Figure	Unit Price	Estimation Figure	Unit Price	Estimation Figure	Unit Price	Estimation Figure	Unit Price	Estimation Figure
1	Subgrade Preparation	256	SY	\$ 4.00	\$ 1,024.00	\$ 2.33	\$ 596.48	\$ 5.93	\$ 1,518.08	\$ 2.09	\$ 527.36	\$ 8.75	\$ 2,236.00	\$ 7.10	\$ 1,817.60
2	Trench Drain	2	EA	\$ 300.00	\$ 600.00	\$ 240.16	\$ 480.32	\$ 300.00	\$ 600.00	\$ 100.00	\$ 200.00	\$ 184.00	\$ 368.00	\$ 425.00	\$ 850.00
3	4-inch PVC SCH 450 Drain Pipe	34	LF	\$ 6.00	\$ 204.00	\$ 10.34	\$ 351.56	\$ 22.18	\$ 754.12	\$ 9.66	\$ 328.44	\$ 13.60	\$ 462.40	\$ 20.00	\$ 680.00
4	Concrete Sidewalk (with WWF) (4" Thick)	10.1	SY	\$ 37.59	\$ 379.86	\$ 37.06	\$ 374.51	\$ 54.66	\$ 552.07	\$ 136.95	\$ 1,382.19	\$ 95.50	\$ 964.55	\$ 85.00	\$ 858.50
5	Concrete Pad (4" Thick)	7.1	SY	\$ 286.89	\$ 2,036.81	\$ 48.53	\$ 344.86	\$ 56.34	\$ 400.01	\$ 97.24	\$ 691.11	\$ 95.50	\$ 678.05	\$ 65.00	\$ 603.50
6	Concrete Floor (6" Thick)	160	SY	\$ 55.00	\$ 8,800.00	\$ 35.64	\$ 5,702.40	\$ 37.57	\$ 6,011.20	\$ 51.53	\$ 8,252.80	\$ 43.50	\$ 6,960.00	\$ 47.00	\$ 7,520.00
7	Concrete Driveway Apron (6" Thick)	74.7	SY	\$ 60.00	\$ 4,482.00	\$ 43.76	\$ 3,288.67	\$ 41.88	\$ 3,128.44	\$ 46.28	\$ 3,455.62	\$ 52.70	\$ 3,936.69	\$ 55.00	\$ 4,108.50
	<b>Total Bid</b>				\$ 15,766.56		\$ 11,118.70		\$ 12,863.92		\$ 14,877.52		\$ 15,896.89		\$ 16,438.10

Item No.	Description	Est. Quantity	Unit	Engineer's Estimate		Trevi's Dodge Hauling Lata Ozark, MO		American Pride Hauling Centerton, MO		Hutchins Telecom Ballin, MO		JC Industries Jefferson City, MO	
				Unit Price	Estimation Figure	Unit Price	Estimation Figure	Unit Price	Estimation Figure	Unit Price	Estimation Figure	Unit Price	Estimation Figure
1	Subgrade Preparation	256	SY	\$ 4.00	\$ 1,024.00	\$ 5.00	\$ 1,280.00	\$ 7.50	\$ 1,920.00	\$ 12.00	\$ 3,072.00	\$ 15.00	\$ 3,840.00
2	Trench Drain	2	EA	\$ 300.00	\$ 600.00	\$ 500.00	\$ 1,000.00	\$ 225.00	\$ 450.00	\$ 350.00	\$ 700.00	\$ 800.00	\$ 1,600.00
3	4-inch PVC SCH 450 Drain Pipe	34	LF	\$ 6.00	\$ 204.00	\$ 8.00	\$ 272.00	\$ 25.00	\$ 850.00	\$ 25.00	\$ 850.00	\$ 17.00	\$ 578.00
4	Concrete Sidewalk (with WWF) (4" Thick)	10.1	SY	\$ 37.59	\$ 379.86	\$ 50.00	\$ 505.00	\$ 45.00	\$ 454.50	\$ 125.00	\$ 1,262.50	\$ 45.00	\$ 454.50
5	Concrete Pad (4" Thick)	7.1	SY	\$ 37.59	\$ 266.89	\$ 50.00	\$ 355.00	\$ 45.00	\$ 319.50	\$ 177.00	\$ 1,256.70	\$ 45.00	\$ 319.50
6	Concrete Floor (6" Thick)	160	SY	\$ 55.00	\$ 8,800.00	\$ 60.00	\$ 9,600.00	\$ 59.00	\$ 9,440.00	\$ 46.00	\$ 7,360.00	\$ 55.00	\$ 8,800.00
7	Concrete Driveway Apron (6" Thick)	74.7	SY	\$ 60.00	\$ 4,482.00	\$ 50.00	\$ 3,735.00	\$ 55.00	\$ 4,108.50	\$ 60.00	\$ 4,482.00	\$ 53.00	\$ 3,959.10
	<b>Total Bid</b>				\$ 15,766.56		\$ 16,747.00		\$ 17,542.50		\$ 18,583.20		\$ 19,591.10

BILL NO. 13-08

ORDINANCE NO. 13.08

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH RADLUND CONSTRUCTION, LLC FOR THE CITY PARK STORAGE BUILDING IMPROVEMENTS PHASE I.

WHEREAS, the City of Osage Beach seeks to engage a company to provide construction services for the City Park Storage Building Improvements, Phase 1; and

WHEREAS, the City requested bids for such services and Radlund Construction, LLC appears to be the lowest, most qualified bidder; and

WHEREAS, the City believes Radlund Construction LLC is able to provide such services relating to the City Park Storage Building Improvements Phase 1.

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

Section 1. The Board of Aldermen hereby authorizes the Mayor to execute on behalf of the City a contract with Radlund Construction LLC substantially under the terms set forth in the bid form attached hereto as Exhibit 1.

Section 2. Total expenditures or liability authorized under this Ordinance shall not exceed \$11,118.70.

Section 3. The Mayor is hereby authorized to take such further actions as are necessary to carry out the intent of this Ordinance and Contract.

Section 4. 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. 13.08 was duly passed on \_\_\_\_\_ 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. 13.08.

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

\_\_\_\_\_  
Date

ATTEST:

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

**BID FORM**

To: Honorable Mayor and Board of Aldermen  
City of Osage Beach, Missouri

Gentlemen:

THE UNDERSIGNED BIDDER, having examined the Instructions to Bidders, Contract Forms, Drawings, Specifications, General Conditions, Supplementary Conditions, and other related Contract Documents attached hereto and referred to herein, and any and all Addenda thereto; the location, arrangement, and construction of existing railways, highways, streets, roads, structures, utilities, and facilities which affect or may be affected by the Work; the topography and condition of the site of the Work; and being acquainted with and fully understanding (a) the extent and character of the Work covered by this Bid Form; (b) the location, arrangement, and specified requirements of and for the proposed structures and miscellaneous items of Work appurtenant thereto; (c) the nature and extent of the excavations to be made, and the type, character and general condition of the materials to be excavated; (d) the necessary handling and rehandling of excavated materials; (e) all existing and local conditions relative to construction difficulties and hazards, labor, transportation, hauling, trucking and rail delivery facilities; and (f) all local conditions, laws, regulations, and all other factors and conditions affecting or which may be affected by the performance of the Work required by the Contract Documents.

HEREBY PROPOSE and agrees, if this Bid is accepted, to enter into agreement in the form attached hereto, and to perform all Work and to furnish all required materials, supplies, equipment, tools and plant; to perform all necessary labor; and to construct, install, erect and complete all Work stipulated in, required by, in accordance with the Contract Documents and other terms and conditions referred to therein (as altered, amended, or modified by any and all Addenda thereto) for the total bid price.

Bidder hereby agrees to commence Work under this Contract on the thirtieth day after the Effective Date of the Agreement or, if a Notice to Proceed is given, on the day indicated in the Notice to Proceed. A Notice to Proceed may be given at any time within thirty days after the Effective Date of the Agreement.

Bidder acknowledges receipt of the following Addenda, which have been considered in the preparation of this Bid:

No. 1 Dated 1-29-13  
No. \_\_\_\_\_ Dated \_\_\_\_\_

Bidder agrees, if the bid is accepted, to perform all the work described in the Project Manual including all Addenda, for the following prices.

CONTRACT BID SCHEDULE					
Item	Quantity	Unit	Description	Unit Price	Item Cost
1	256	SY	Subgrade Preparation	\$ 2.33	\$596.48
02316					
6	2	EA	Trench Drain	\$ 240.16	\$ 480.32
02612					
7	34	LF	4-inch PVC SCH 40 Drain Pipe	\$ 10.34	\$ 351.56
02612					
2	10.1	SY	Concrete Sidewalk (with WWF)	\$ 37.08	\$ 374.51
02778			(4" Thick)		
3	7.1	SY	Concrete Pad	\$ 48.53	\$ 344.56
02778			(4" Thick)		
4	160	SY	Concrete Floor	\$ 35.64	\$ 5,702.40
02745			(6" Thick)		
5	74.7	SY	Concrete Driveway Apron	\$ 43.76	\$ 3,268.87
02745			(6" Thick)		
				<b>TOTAL BID</b>	<b>\$ 11,118.70</b>

**TOTAL BID IN WRITING:** Eleven Thousand One Hundred Eighteen and 70/100 Dollars

It is mutually understood and agreed by and between the parties of this Contract, in signing the Agreement thereof, that time is of the essence in this Contract. In the event that the Contractor shall fail in the performance of the Work specified and required to be performed within the period of time stipulated therefore in the Agreement binding said parties, after due allowance for any extension of time which may be granted under provisions of the General Conditions, the Contractor shall pay unto the Owner, as stipulated, liquidated damages and not as a penalty, the sum stipulated therefore in the Contract Agreement for each and every consecutive calendar day that the Contractor shall be in default.

In case of joint responsibility for any delay in the final completion of the Work covered by the Agreement; where two or more separate Agreements are in force at the same time and cover work on the same project and at the same site, the total amount of liquidated damages assessed against all contractors under such Agreement for any one day of delay in the final completion of the Work will not be greater than the approximate total of the damages sustained by the Owner by reason of such delay in completion of the Work, and the amount assessed against any Contractor for such one day of delay will be based upon the individual responsibility of such Contractor for the aforesaid delay as determined by and in the judgment of the Owner.

The Owner shall have the right to deduct said liquidated damages from any moneys in its hands, otherwise due or to become due to said Contractor, or sue for and recover compensation for damages for nonperformance of the Agreement at the time stipulated herein and provided for.

The undersigned hereby agrees to enter into Contract on the attached Agreement Form and furnish the necessary bond within fifteen (15) consecutive calendar days from the receipt of Notice of Award from the Owner's acceptance of this Bid, and to complete said Work within the indicated number of consecutive calendar days from the thirtieth day after the Effective Date of the Agreement, or if a Notice to Proceed is given, from the date indicated in the Notice to Proceed.

Dated at RCC this 30<sup>th</sup> day of January, 2013.

LICENSE or CERTIFICATE NUMBER, if applicable \_\_\_\_\_

FILL IN THE APPROPRIATE SIGNATURE AND INFORMATION BELOW:

IF AN INDIVIDUAL:

[Signature] Owner  
Signature and Title

David Radkin  
Typed or Printed Name

Doing Business As

Radkind Construction LLC  
Name of Firm

Business Address of Bidder:

268 Walnut Terrace  
Camdenton, MO 65020  
Telephone No. 573-746-0446



IF A PARTNERSHIP:

\_\_\_\_\_  
Name of Partnership

\_\_\_\_\_  
Member of Firm (Signature)

\_\_\_\_\_  
Member of Firm (Typed or Printed)

Business Address of Bidder:

\_\_\_\_\_  
\_\_\_\_\_  
Telephone No. \_\_\_\_\_



**IF A CORPORATION:** \_\_\_\_\_

Name of Corporation

By \_\_\_\_\_

Signature & Title

\_\_\_\_\_  
Typed or Printed Name

**ATTEST:** \_\_\_\_\_ (CORPORATE SEAL)

Secretary or Assistant Secretary Signature

\_\_\_\_\_  
Typed or Printed Name

**Business Address of Bidder:** \_\_\_\_\_

\_\_\_\_\_  
Telephone No. \_\_\_\_\_

If Bidder is a Corporation, supply the following information:

**State in which Incorporated:** \_\_\_\_\_

**Name and Address of its: President** \_\_\_\_\_

\_\_\_\_\_  
**Secretary** \_\_\_\_\_

\_\_\_\_\_

**Submission Date:** February 13, 2013

**Submitted By:** City Engineer

**Board Meeting Date:** February 21, 2013

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

**Description of Item:**

Approval of Bill No. 13-09 to authorize Mayor to enter into agreement for the award of the proposed Construction Contract No. OB13-001 for the Dude Ranch Road Sidewalk Improvements-Phase 2

**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):**

An ordinance to approve the contract award. Request first and second readings.

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

We would like to complete this project as soon as possible.

**Comments and Recommendation of Department:**

Bids were opened on February 13, 2013. The Bid Abstract is attached. JC Industries, Inc. is the apparent low bidder with a bid amount of \$136,886.60. We have done work with JC Industries in the past and recommend awarding this contract to them.

This project is a Special Road District project which will be funded under account 20-00-773210 Special Road District Projects.

The Engineering Department recommends approval of the ordinance and a first and second reading is requested.

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

Concur with the City Engineer's recommendation.

## BID OPENING

## Dude Ranch Road Sidewalk Improvements Phase 2

February 13, 2013

2:00 p.m.

The following bids were opened by Deputy City Clerk Dorothy Urlicks and witnessed by Engineering Department Secretary Kimberly Willey.

<b>Bidder Name</b>	<b>Amount of Bid</b>
Strait-Line Const	Section One \$55,840.26
	Section Two \$91,029.50
	Total \$146,869.76
Stockman Constrtuction Corp.	Section One \$72,960.00
	Section Two \$96,275.50
	Total \$169,235.50
JC Industries Inc.	Section One \$55,852.50
	Section Two \$81,034.10
	Total \$136,886.60
B & P Patterson LLC	Section One \$65,982.00
	Section Two \$105,025.00
	Total \$171,007.00
Donald Maggi Inc.	Section One \$60,351.45
	Section Two \$86,169.81
	Total \$146,521.26
Hutchins Telecom LLC	Section One \$62,914.00
	Section Two \$90,288.00
	Total \$153,202.00

BID TABULATION  
 Dade Ranch Road Sidewalk Improvements-Phase 2  
 0815401

Item No.	Description	Est. Quantity	Unit	Engineer's Estimate		JC Industries Jefferson City, MO		Donald Knight, Inc. Rolla, MO		Steel-Line Const. Lake Ozark, MO		Hudson Telecom Bell, MO		Stechman Construction Jefferson City, MO		B&B Pastoran LMA, MO			
				Unit Price	Extension Figures	Unit Price	Extension Figures	Unit Price	Extension Figures	Unit Price	Extension Figures	Unit Price	Extension Figures	Unit Price	Extension Figures	Unit Price	Extension Figures		
1	Remove and Replace Existing 6" Concrete Slab	425	SY	\$ 200.00	\$ 85,000.00	\$ 125.00	\$ 53,125.00	\$ 150.00	\$ 63,750.00	\$ 300.00	\$ 127,500.00	\$ 250.00	\$ 106,250.00	\$ 200.00	\$ 85,000.00	\$ 400.00	\$ 170,000.00		
2	Remove and Replace Existing 6" Concrete Slab	2	EA	\$ 400.00	\$ 800.00	\$ 250.00	\$ 500.00	\$ 200.00	\$ 400.00	\$ 200.00	\$ 400.00	\$ 300.00	\$ 600.00	\$ 200.00	\$ 400.00	\$ 500.00	\$ 1,000.00		
3	Remove and Replace Existing 6" Concrete Slab	1	EA	\$ 250.00	\$ 250.00	\$ 125.00	\$ 125.00	\$ 250.00	\$ 250.00	\$ 100.00	\$ 100.00	\$ 500.00	\$ 500.00	\$ 225.00	\$ 225.00	\$ 250.00	\$ 250.00		
4	Subgrade Preparation	764	SY	\$ 17.25	\$ 13,178.00	\$ 6.75	\$ 5,157.00	\$ 13.25	\$ 10,122.00	\$ 17.75	\$ 13,453.00	\$ 16.00	\$ 12,224.00	\$ 18.00	\$ 13,752.00	\$ 18.00	\$ 13,752.00		
5	Remove and Replace Existing 6" Concrete Slab	1	EA	\$ 500.00	\$ 500.00	\$ 36.00	\$ 36.00	\$ 60.00	\$ 60.00	\$ 290.00	\$ 290.00	\$ 75.00	\$ 75.00	\$ 60.00	\$ 60.00	\$ 125.00	\$ 125.00		
6	Remove and Replace Existing 6" Concrete Slab	1	EA	\$ 2,500.00	\$ 2,500.00	\$ 2,280.00	\$ 2,280.00	\$ 1,200.00	\$ 1,200.00	\$ 1,500.00	\$ 1,500.00	\$ 1,000.00	\$ 1,000.00	\$ 1,025.00	\$ 1,025.00	\$ 2,000.00	\$ 2,000.00		
7	Standard French Drain	1	EA	\$ 2,500.00	\$ 2,500.00	\$ 1,280.00	\$ 1,280.00	\$ 640.00	\$ 640.00	\$ 1,785.00	\$ 1,785.00	\$ 1,000.00	\$ 1,000.00	\$ 1,850.00	\$ 1,850.00	\$ 1,800.00	\$ 1,800.00		
8	Blowdown Preparation for Driveway/Readyway Repair	21	SY	\$ 91.00	\$ 1,911.00	\$ 35.00	\$ 735.00	\$ 27.50	\$ 577.50	\$ 44.50	\$ 934.50	\$ 60.00	\$ 1,260.00	\$ 145.00	\$ 3,045.00	\$ 125.00	\$ 2,625.00		
9	Concrete Slab and Curb	425	SY	\$ 50.00	\$ 21,250.00	\$ 43.00	\$ 18,465.00	\$ 43.88	\$ 18,648.00	\$ 39.75	\$ 16,837.50	\$ 46.00	\$ 19,550.00	\$ 43.00	\$ 18,272.50	\$ 41.00	\$ 17,427.50		
10	Concrete Slab and Curb	794	LF	\$ 24.00	\$ 18,936.00	\$ 21.00	\$ 16,674.00	\$ 18.00	\$ 14,292.00	\$ 19.00	\$ 15,090.00	\$ 20.00	\$ 15,880.00	\$ 22.00	\$ 17,484.00	\$ 21.00	\$ 16,674.00		
11	Subgrade Preparation	1	LS	\$ 2,500.00	\$ 2,500.00	\$ 785.00	\$ 785.00	\$ 2,800.00	\$ 2,800.00	\$ 2,800.00	\$ 2,800.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 3,000.00	\$ 3,000.00		
12	Remove and Replace Existing 6" Concrete Slab	1	LS	\$ 750.00	\$ 750.00	\$ 675.00	\$ 675.00	\$ 3,500.00	\$ 3,500.00	\$ 3,500.00	\$ 3,500.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 3,000.00	\$ 3,000.00		
13	Subgrade Preparation	135	SY	\$ 2.50	\$ 337.50	\$ 14.10	\$ 1,903.50	\$ 8.25	\$ 1,113.75	\$ 1,438.85	\$ 1,932.33	\$ 86.00	\$ 1,161.00	\$ 10.00	\$ 1,350.00	\$ 28.00	\$ 3,780.00		
14	Driveway/Readyway Wearing Surface Installed	1	EA	\$ 400.00	\$ 400.00	\$ 310.00	\$ 310.00	\$ 650.00	\$ 650.00	\$ 950.00	\$ 950.00	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00	\$ 400.00	\$ 400.00		
15	Form Account Work	1	LS	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00		
TOTAL FOR SECTION ONE					\$79,872.00		\$48,822.00		\$69,317.48		\$48,424.25		\$42,274.00		\$72,964.00		\$87,232.00		
Addition Bid No. 8-21 to 8-29 (RECALL TO SPINDLE/RTN)																			
16	Remove Existing Sign	4	EA	\$ 250.00	\$ 1,000.00	\$ 125.00	\$ 500.00	\$ 200.00	\$ 800.00	\$ 100.00	\$ 400.00	\$ 250.00	\$ 1,000.00	\$ 225.00	\$ 900.00	\$ 250.00	\$ 1,000.00		
17	Remove Existing Markers	4	EA	\$ 200.00	\$ 800.00	\$ 125.00	\$ 500.00	\$ 200.00	\$ 800.00	\$ 100.00	\$ 400.00	\$ 175.00	\$ 700.00	\$ 225.00	\$ 900.00	\$ 175.00	\$ 700.00		
18	Adjust Street View	1	EA	\$ 600.00	\$ 600.00	\$ 125.00	\$ 125.00	\$ 200.00	\$ 200.00	\$ 300.00	\$ 300.00	\$ 250.00	\$ 250.00	\$ 200.00	\$ 200.00	\$ 500.00	\$ 500.00		
19	Adjust Street View	1	EA	\$ 600.00	\$ 600.00	\$ 125.00	\$ 125.00	\$ 200.00	\$ 200.00	\$ 300.00	\$ 300.00	\$ 250.00	\$ 250.00	\$ 200.00	\$ 200.00	\$ 500.00	\$ 500.00		
20	Subgrade Preparation	1366	SY	\$ 17.25	\$ 23,565.00	\$ 9.50	\$ 12,975.00	\$ 13.25	\$ 18,174.50	\$ 16.50	\$ 22,545.00	\$ 16.00	\$ 21,960.00	\$ 18.00	\$ 24,570.00	\$ 24.50	\$ 33,177.00		
21	Remove and Replace Existing 6" Concrete Slab	2	EA	\$ 100.00	\$ 200.00	\$ 16.00	\$ 32.00	\$ 44.51	\$ 89.02	\$ 70.00	\$ 140.00	\$ 70.00	\$ 140.00	\$ 68.00	\$ 136.00	\$ 80.00	\$ 160.00		
22	Remove and Replace Existing 6" Concrete Slab	2	EA	\$ 2,000.00	\$ 4,000.00	\$ 2,280.00	\$ 4,560.00	\$ 1,200.00	\$ 2,400.00	\$ 1,500.00	\$ 3,000.00	\$ 1,000.00	\$ 2,000.00	\$ 1,025.00	\$ 2,050.00	\$ 2,000.00	\$ 4,000.00		
23	Standard French Drain	2	EA	\$ 5,000.00	\$ 10,000.00	\$ 1,280.00	\$ 2,560.00	\$ 640.00	\$ 1,280.00	\$ 1,785.00	\$ 3,570.00	\$ 1,000.00	\$ 2,000.00	\$ 1,850.00	\$ 3,700.00	\$ 3,600.00	\$ 7,200.00		
24	Gravel for Driveway/Readyway Repair	16	SY	\$ 50.00	\$ 800.00	\$ 15.25	\$ 244.00	\$ 12.33	\$ 197.28	\$ 17.50	\$ 280.00	\$ 15.00	\$ 240.00	\$ 15.00	\$ 240.00	\$ 312.00	\$ 5,000.00		
25	Concrete Slab and Curb	76	SY	\$ 60.00	\$ 4,560.00	\$ 53.00	\$ 4,028.00	\$ 68.00	\$ 5,168.00	\$ 86.00	\$ 6,556.00	\$ 60.00	\$ 4,560.00	\$ 61.50	\$ 4,638.00	\$ 81.00	\$ 6,156.00		
26	Concrete Slab and Curb	81	SY	\$ 60.00	\$ 4,860.00	\$ 48.50	\$ 3,928.50	\$ 67.50	\$ 5,467.50	\$ 86.00	\$ 6,966.00	\$ 66.00	\$ 5,286.00	\$ 53.00	\$ 4,293.00	\$ 75.00	\$ 6,075.00		
27	Concrete Slab and Curb	545	SY	\$ 50.00	\$ 27,250.00	\$ 43.00	\$ 23,415.00	\$ 43.88	\$ 24,027.20	\$ 39.75	\$ 21,611.25	\$ 46.00	\$ 25,197.00	\$ 43.00	\$ 23,415.00	\$ 41.00	\$ 22,605.00		
28	Concrete Slab and Curb	119	LF	\$ 24.00	\$ 2,856.00	\$ 21.00	\$ 2,501.00	\$ 18.00	\$ 2,160.00	\$ 20.00	\$ 2,380.00	\$ 21.00	\$ 2,501.00	\$ 22.00	\$ 2,622.00	\$ 21.00	\$ 2,501.00		
29	Subgrade Preparation	319	SY	\$ 2.50	\$ 797.50	\$ 1.40	\$ 446.00	\$ 8.25	\$ 2,638.50	\$ 86.00	\$ 27,534.00	\$ 3.00	\$ 957.00	\$ 16.50	\$ 5,260.50	\$ 7.00	\$ 2,233.00		
30	Driveway/Readyway Wearing Surface Installed	5	EA	\$ 400.00	\$ 2,000.00	\$ 310.00	\$ 1,550.00	\$ 650.00	\$ 3,250.00	\$ 950.00	\$ 4,750.00	\$ 500.00	\$ 2,500.00	\$ 400.00	\$ 2,000.00	\$ 450.00	\$ 2,250.00		
TOTAL FOR SECTION TWO					\$18,042.00		\$8,154.10		\$8,351.48		\$8,154.97		\$8,202.00		\$8,274.00		\$8,274.00		
TOTAL FOR SECTION ONE AND SECTION TWO					\$117,914.00		\$56,976.10		\$77,668.96		\$56,579.25		\$56,626.25		\$50,546.00		\$81,236.00		\$95,506.00

BILL NO. 13-09

ORDINANCE NO. 13.09

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH JC INDUSTRIES INC. FOR THE DUDE RANCH ROAD SIDEWALK IMPROVEMENTS, PHASE 2.

WHEREAS, the City of Osage Beach seeks to engage a company to provide construction services for the Dude Ranch Road Sidewalk Improvements, Phase 2; and

WHEREAS, the City requested bids for such services and JC Industries, Inc. appears to be the lowest, most qualified bidder; and

WHEREAS, the City believes JC Industries, Inc. is able to provide such services relating to the Dude Ranch Road Sidewalk Improvements, Phase 2.

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

Section 1. The Board of Aldermen hereby authorizes the Mayor to execute on behalf of the City a contract with and JC Industries, Inc. substantially under the terms set forth in the bid form attached hereto as Exhibit 1.

Section 2. Total expenditures or liability authorized under this Ordinance shall not exceed \$136,886.60.

Section 3. The Mayor is hereby authorized to take such further actions as are necessary to carry out the intent of this Ordinance and Contract.

Section 4. 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. 13.09 was duly passed on \_\_\_\_\_ 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. 13.09.

\_\_\_\_\_  
Date

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

ATTEST:

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

**BID FORM**

To: Honorable Mayor and Board of Aldermen  
City of Osage Beach, Missouri

Gentlemen:

THE UNDERSIGNED BIDDER, having examined the Instructions to Bidders, Contract Forms, Drawings, Specifications, General Conditions, Supplementary Conditions, and other related Contract Documents attached hereto and referred to herein, and any and all Addenda thereto; the location, arrangement, and construction of existing railways, highways, streets, roads, structures, utilities, and facilities which affect or may be affected by the Work; the topography and condition of the site of the Work; and being acquainted with and fully understanding (a) the extent and character of the Work covered by this Bid Form; (b) the location, arrangement, and specified requirements of and for the proposed structures and miscellaneous items of Work appurtenant thereto; (c) the nature and extent of the excavations to be made, and the type, character and general condition of the materials to be excavated; (d) the necessary handling and rehandling of excavated materials; (e) all existing and local conditions relative to construction difficulties and hazards, labor, transportation, hauling, trucking and rail delivery facilities; and (f) all local conditions, laws, regulations, and all other factors and conditions affecting or which may be affected by the performance of the Work required by the Contract Documents.

HEREBY PROPOSE and agrees, if this Bid is accepted, to enter into agreement in the form attached hereto, and to perform all Work and to furnish all required materials, supplies, equipment, tools and plant; to perform all necessary labor; and to construct, install, erect and complete all Work stipulated in, required by, in accordance with the Contract Documents and other terms and conditions referred to therein (as altered, amended, or modified by any and all Addenda thereto) for the total bid price.

Bidder hereby agrees to commence Work under this Contract on the thirtieth day after the Effective Date of the Agreement or, if a Notice to Proceed is given, on the day indicated in the Notice to Proceed. A Notice to Proceed may be given at any time within thirty days after the Effective Date of the Agreement.

Bidder acknowledges receipt of the following Addenda, which have been considered in the preparation of this Bid:

No. \_\_\_\_\_ Dated \_\_\_\_\_

No. \_\_\_\_\_ Dated \_\_\_\_\_

Bidder agrees, if the bid is accepted, to perform all the work described in the Project Manual including all Addenda, for the following prices.

BID FORM						
SECTION ONE STA 0+00 TO 7+64 (NICHOLS TO DOGWOOD)						
Item Unit	Estimated Quantity	Unit	Description	Unit Price	Price	
1 02281	1	EA	Adjust Water Valve Box	\$ 125	\$ 125	
2 02281	2	EA	Adjust Wooden Posts	\$ 125	\$ 250	
3 02281	1	EA	Relocate Existing Sign	\$ 125	\$ 125	

Item Unit	Estimated Quantity	Unit	Description	Unit Price	Price
4 02316	764	SY	Subgrade Preparation	\$ 8.75	\$ 6,685
5 02372	8	SY	Stone Rip Rap - 3 to 6 inches	\$ 36	\$ 288
6 02517	1	EA	Remove and Relocate Existing Fire Hydrant	\$ 2,280	\$ 2,280
7 02632	1	EA	Slotted Trench Drain	\$ 1,260	\$ 1,260
8 02740	21	SY	Bituminous Pavement for Driveway/Roadway Repair	\$ 35	\$ 735
9 02778	425	SY	Concrete Sidewalk	\$ 43	\$ 18,275
10 02778	794	LF	Concrete Curb and Gutter	\$ 21	\$ 16,674
11 02912	1	LS	Sod	\$ 785	\$ 785
12 02921	1	LS	Remove and Replace Existing Bushes	\$ 875	\$ 875
13 02921	155	SY	Seed, Fertilizer and Mulch	\$ 14.10	\$ 2,185.50
14 09614	1	EA	Detectable/Tactile Warning Surfaces - Installed	\$ 310	\$ 310
15 01800	1	LS	Force Account Work	Contingent Sum	\$5,000.00
<b>TOTAL FOR SECTION ONE</b>					<b>\$ 55,852.50</b>
<b>SECTION TWO STA. 8+32 TO 20+09 (SEASCAPE TO SPINDRIFTER)</b>					
Item Unit	Estimated Quantity	Unit	Description	Unit Price	Price
16 02281	4	EA	Relocate Existing Sign	\$ 125	\$ 500
17 02281	4	EA	Relocate Existing Mailbox	\$ 125	\$ 500
18 02281	1	EA	Adjust Water Valve Box	\$ 125	\$ 125
19 02281	1	EA	Adjust Sewer Valve Box	\$ 125	\$ 125
20 02316	1266	SY	Subgrade Preparation	\$ 9.50	\$ 12,027
21 02372	22	SY	2" Brown Landscape Rock w/Fabric	\$ 16	\$ 352
22 02517	2	EA	Remove and Relocate Existing Fire Hydrant	\$ 2,280	\$ 4,560
23 02632	2	EA	Slotted Trench Drain	\$ 1,260	\$ 2,520

Item Unit	Estimated Quantity	Unit	Description	Unit Price	Price
24	16	SY	Gravel for Driveway/Roadway Repair	\$ 15.25	\$ 244
02725					
25	76	SY	Concrete Driveway/Roadway Repair	\$ 53	\$ 4,028
02745					
26	81	SY	Concrete Approach Pavement (6" Thick)	\$ 48.50	\$ 3,928.50
02745					
27	565	SY	Concrete Sidewalk	\$ 43	\$ 24,295
02778					
28	1139	LF	Concrete Curb and Gutter	\$ 21	\$ 23,919
02778					
29	319	SY	Seed, Fertilizer and Mulch	\$ 7.40	\$ 2,360.60
02921					
30	5	EA	Detectable/Tactile Warning Surfaces - Installed	\$ 310	\$ 1,550
09614					
<b>TOTAL FOR SECTION TWO</b>					<b>\$ 81,034.10</b>
<b>TOTAL FOR SECTION ONE AND SECTION TWO</b>					<b>\$ 136,886.60</b>

**TOTAL BID IN WRITING:** One Hundred Thirty-Six Thousand Eight Hundred Eighty-Six and Sixty cents

It is mutually understood and agreed by and between the parties of this Contract, in signing the Agreement thereof, that time is of the essence in this Contract. In the event that the Contractor shall fail in the performance of the Work specified and required to be performed within the period of time stipulated therefore in the Agreement binding said parties, after due allowance for any extension of time which may be granted under provisions of the General Conditions, the Contractor shall pay unto the Owner, as stipulated, liquidated damages and not as a penalty, the sum stipulated therefore in the Contract Agreement for each and every consecutive calendar day that the Contractor shall be in default.

In case of joint responsibility for any delay in the final completion of the Work covered by the Agreement; where two or more separate Agreements are in force at the same time and cover work on the same project and at the same site, the total amount of liquidated damages assessed against all contractors under such Agreement for any one day of delay in the final completion of the Work will not be greater than the approximate total of the damages sustained by the Owner by reason of such delay in completion of the Work, and the amount assessed against any Contractor for such one day of delay will be based upon the individual responsibility of such Contractor for the aforesaid delay as determined by and in the judgment of the Owner.

The Owner shall have the right to deduct said liquidated damages from any moneys in its hands, otherwise due or to become due to said Contractor, or sue for and recover compensation for damages for nonperformance of the Agreement at the time stipulated herein and provided for.

The undersigned hereby agrees to enter into Contract on the attached Agreement Form and furnish the necessary bond within fifteen (15) consecutive calendar days from the receipt of Notice of Award from the Owner's acceptance of this Bid, and to complete said Work within the indicated number of consecutive calendar days from the thirtieth day after the Effective Date of the Agreement, or if a Notice to Proceed is given, from the date indicated in the Notice to Proceed.

If this Bid is accepted and should Bidder for any reason fail to sign the Agreement within fifteen (15) consecutive calendar days as above stipulated, the Bid Security which has been made this day with the Owner shall, at the option of the Owner, be retained by the Owner as liquidated damage for the delay and expense caused the Owner; but otherwise, it shall be returned to the undersigned in accordance with the provisions set forth on page IB-5, paragraph 6.0 Bid Security.

Dated at Cole County, Missouri this 13th day of February, 2013.

LICENSE or CERTIFICATE NUMBER, if applicable 0000199666

FILL IN THE APPROPRIATE SIGNATURE AND INFORMATION BELOW:

**IF AN INDIVIDUAL:**

\_\_\_\_\_  
Signature and Title

\_\_\_\_\_  
Typed or Printed Name

Doing Business As

\_\_\_\_\_  
Name of Firm

Business Address of Bidder:

\_\_\_\_\_  
\_\_\_\_\_

Telephone No. \_\_\_\_\_

.....  
**IF A PARTNERSHIP:**

\_\_\_\_\_  
Name of Partnership

\_\_\_\_\_  
Member of Firm (Signature)

\_\_\_\_\_  
Member of Firm (Typed or Printed)

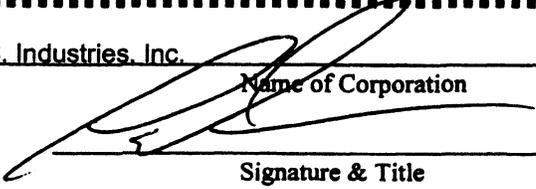
Business Address of Bidder:

\_\_\_\_\_  
\_\_\_\_\_

Telephone No. \_\_\_\_\_

.....  
**IF A CORPORATION:**

J.C. Industries, Inc.  
Name of Corporation

By   
Signature & Title

Tony Adrian, President  
Typed or Printed Name

ATTEST:

  
Secretary or Assistant Secretary Signature

(CORPORATE SEAL)

Denise Caley  
Typed or Printed Name

Business Address of Bidder: PO Box 104567  
Jefferson City, MO 65110-4567  
Telephone No. (573) 636-2711

If Bidder is a Corporation, supply the following information:

State in which Incorporated: Missouri

Name and Address of its: President Tony Adrian

PO Box 104567, Jefferson City, MO 65110-4567

Secretary Onna Adrian

PO Box 104567, Jefferson City, MO 65110-4567