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

October 3, 2013

The Board of Aldermen of the City of Osage Beach, Missouri, met to conduct a regular meeting on Thursday, October 3, 2013, at 6:30 p.m. at City Hall. The following were present: Mayor Penny Lyons, Alderman Fred Catcott, Alderman Steve Kahrs, Alderman Michelle Myler, Alderman John Olivarri, Alderman Ron Schmitt, and Alderman Kevin Rucker. The City Clerk, Diann Warner was present and performed the duties of that office.

Mayor's Communications.

Citizens Communications.

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

Consent Agenda.

Alderman Olivarri moved to approve the consent agenda which includes minutes of the regular meeting held on September 19, 2013, the bill list as submitted and a picnic license for Elks Lodge for October 19, 2013. Alderman Rucker seconded the motion which was voted on and unanimously passed.

Unfinished Business.

None

New Business.

Bill No. 13-61. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE THE AMENDED MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION STATE BLOCK GRANT AGREEMENT, PROJECT NUMBER 13-045A-1, WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION PROVIDING FOR FUNDING FOR LAND ACQUISITION

Public Works Director Nick Edelman explained that Bill 13-61 is the agreement for the land purchase near the Grand Glaize Airport. He added that it had to be modified because of some legal issues with the first agreement.

Mayor Lyons presented the first reading of Bill No. 13-61 by title only. It was noted that Bill No. 13-61 has been available for public review. Alderman Rucker moved to approve the first reading of Bill No. 13-61 as presented. Alderman Schmitt seconded the motion which was voted on and passed.

Mayor Lyons presented the second and final reading of Bill No. 13-61 by title only. Alderman Schmitt moved to approve the second and final reading of Bill No. 13-61. Alderman Olivarri seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 13-61 and to pass same into Ordinance: "Ayes": Alderman Schmitt, Alderman Rucker,

Alderman Catcott, Alderman Kahrs, Alderman Olivarri, Alderman Myler. "Nays": None. Bill No. 13-61 was passed and approved as Ordinance No. 13.61.

Bill No. 13-62. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH COOPER SITEWORKS, INC. FOR THE MILL/PASSOVER ROAD IMPROVEMENTS

Public Works Director Nick Edelman explained that this project will reconstruct the Mill/Passover intersection as well as replace landscaping and fix some driveways that have grade issues after the reconstruction of Passover Road. Mr. Edelman said the construction will be complete before the end of the year.

The following bidders responded:

Stockman Construction Corp.	$47,430.60
Travis Hodge Hauling LLC	$46,522.00
Cooper Siteworks, Inc.	$33,573.05

Cooper Siteworks, Inc. is the apparent low bidder with a bid in the amount of $33,573.05. The Engineering Department has worked with Cooper Siteworks, Inc. in the past with positive results and recommended awarding the Mill/Passover Intersection Improvements project to Cooper Siteworks, Inc.

Funding for this project is available from 20-00-773143 Passover Road with a budget balance of $27,325. The additional funds required to complete this project are available from unrestricted funds in the Transportation Fund which has a balance of $348,651 for Fiscal Year 2013.

The Public Works Director recommended approval of Bill 13-62.

Mayor Lyons presented the first reading of Bill No. 13-62 by title only. It was noted that Bill No. 13-62 has been available for public review. Alderman Olivarri moved to approve the first reading of Bill No. 13-62 as presented. Alderman Schmitt seconded the motion which was voted on and passed.

Mayor Lyons presented the second and final reading of Bill No. 13-62 by title only. Alderman Olivarri moved to approve the second and final reading of Bill No. 13-62. Alderman Catcott seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 13-62 and to pass same into Ordinance: "Ayes": Alderman Rucker, Alderman Catcott, Alderman Kahrs, Alderman Olivarri, Alderman Schmitt. "Nays": None. "Abstain": Alderman Myler. Bill No. 13-62 was passed and approved as Ordinance No. 13.62.

Communication from Board Members.

Alderman Kahrs. Steve Kahrs welcomed Alderman Myler and said he looked forward to working with her.

Alderman Olivarri. John Olivarri welcomed Alderman Myler.

Staff Communications.

City Attorney. Ed Rucker said he sent a letter to the attorneys involved in the City's ability to regulate cell towers. He received information from the court that they denied all intervention and the case will proceed in court. Alderman Rucker commented that he spoke with Representative Miller and he offered to explain the Bill to the Board. Alderman Rucker said Representative Miller did not believe the Bill takes regulatory authority away from the Board.

Alderman Rucker offered to contact Representative Miller and invite him to a Board meeting.

City Clerk. Diann Warner welcomed Alderman Myler.

Police Department. Todd Davis welcomed Alderman Myler and extended congratulations to former Alderman Lois Farmer on her retirement. He thanked Lois for her support of the police department during her years as an elected official.

City Planner. Cary Patterson welcomed Alderman Myler.

Public Works Director. Nick Edelman reported that he is meeting with FEMA tomorrow to discuss the Park and the public assistance they provide.

There being no further business to come before the Board, the meeting adjourned at 6:45 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 October 3, 2013.

Diann Warner, City Clerk

Penny Lyons, Mayor