

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

November 21, 2013

The Board of Aldermen of the City of Osage Beach, Missouri, met to conduct a regular meeting on Thursday, November 21, 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.

Mayor Lyons reported that the Council of Local Governments met at City Hall on Monday and the group will meet here at City Hall at 10:00 a.m. on the third Monday of each month in 2014. Solid Waste District T met later in the afternoon. Several groups requesting grant funds were present and their applications will be evaluated before the December meeting.

Citizens Communications.

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

Consent Agenda.

Alderman Schmitt moved to approve the consent agenda which includes minutes of the regular meeting held on November 7, 2013, and the bill list as submitted. Alderman Catcott seconded the motion which was voted on and unanimously passed.

Unfinished Business.

Bill No. 13-69. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR BANKING SERVICES WITH CENTRAL BANK OF LAKE OF THE OZARKS.

Mayor Lyons presented the second and final reading of Bill No. 13-69 by title only. Alderman Olivarri moved to approve the second and final reading of Bill No. 13-69. Alderman Myler seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 13-69 and to pass same into Ordinance: "Ayes": Alderman Rucker, Alderman Catcott, Alderman Olivarri, Alderman Schmitt, Alderman Myler, Alderman Kahrs. "Nays": None. Bill No. 13-69 was passed and approved as Ordinance No. 13.69.

New Business.

Bill No. 13-72. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING ORDINANCE NO.12.39 ADOPTING THE 2013 ANNUAL BUDGET, ALLOCATION OF ADDITIONAL FUNDS FOR NECESSARY EXPENSES.

Public Works Director Nick Edelman explained that Bill 13-72 allocates additional funds to pay for additional materials needed to connect water for two new developments plus some parts for inventory and additional parts to repair the water system.

Mr. Edelman explained that the Water Hook Ups item has a corresponding revenue account when we have permits for new water customers. As stated in the October financials, account 30-00-

470010 Water Tap Fee is \$10,414 over budget. More revenue has been collected than was anticipated; therefore, more parts must be purchased.

The Public Works Department recommended approval of Bill No. 13-72.

Mayor Lyons presented the first reading of Bill No. 13-72 by title only. It was noted that Bill No. 13-72 has been available for public review. Alderman Rucker moved to approve the first reading of Bill No. 13-72 as presented. Alderman Catcott seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading of Bill No. 13-72 by title only. Alderman Schmitt moved to approve the second and final reading of Bill No. 13-72. Alderman Myler seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 13-72 and to pass same into Ordinance: "Ayes": Alderman Catcott, Alderman Olivarri, Alderman Schmitt, Alderman Myler, Alderman Kahrs, Alderman Rucker. "Nays": None. Bill No. 13-72 was passed and approved as Ordinance No. 13.72.

Bill No. 13-73. AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE STATE OF MISSOURI, FOR AN OFFICE FOR THE VETERANS COMMISSION

City Administrator Nancy Viselli explained that the Board was notified on October 24th that a request had been made from the State of Missouri about leasing the office previously leased by the Water Patrol in the lower level of Osage Beach City Hall. Terms of the agreement would be the same as previously approved by the City (rent would be \$3,026.85 for 320 square feet of office space). They asked that we allow the Missouri Veterans Commission to lease this space to allow Veterans in the lake area to meet a representative here rather than having to drive to Jefferson City.

As explained at that time, this office would have the same hours as City Hall (Monday through Friday, 8:30 a.m., until 5 p.m., and closed on all City observed holidays and weekends). Visitors would sign in at the front desk, and the representative with the Missouri Veterans Commission would meet them at the elevator and escort them to this office. This office is anticipated to be used only once or twice a week, as appointments are scheduled.

City Administrator Viselli discussed a concern mentioned about security of our computer equipment, and Jim Davis assured her the office is locked that contains our computer equipment. In addition, this does not present any more of a security concern than having public meetings in our lower level conference room where it is open to the public, especially considering there will be City employees at work during the hours this office will be open.

The City Attorney has reviewed and approved the agreement.

Mayor Lyons presented the first reading of Bill No. 13-73 by title only. It was noted that Bill No. 13-73 has been available for public review. Alderman Schmitt moved to approve the first reading of Bill No. 13-73 as presented. Alderman Kahrs seconded the motion which was voted on and unanimously passed.

Mayor Lyons presented the second and final reading of Bill No. 13-73 by title only. Alderman Kahrs moved to approve the second and final reading of Bill No. 13-73. Alderman Schmitt seconded the motion. The following roll call vote was taken to approve the second reading of Bill No. 13-73 and to pass same into Ordinance: "Ayes": Alderman Olivarri, Alderman Schmitt,

Alderman Myler, Alderman Kahrs, Alderman Rucker, Alderman Catcott. "Nays": None. Bill No. 13-73 was passed and approved as Ordinance No. 13.73.

Appointments to the Planning Commission.

Mayor Lyons nominated Jerry Fox, 4902 Wilson Road to serve on the Planning Commission. Mr. Fox will fill the remaining term of Stephen Dow (May 2014), who resigned. The Fox's have lived in Osage Beach for nine years. He graduated from the University of Missouri with a degree in accounting and he worked for IBM for twenty-five years. Mr. Fox later served as the IBM Customer Representative for some of their larger accounts. He is an active member of the Osage Beach Elks.

Mayor Lyons also recommended Jeff Bethurem who lives on Dude Ranch Road to the Planning Commission. Mr. Bethurem works for Golden Rule Insurance Co. He previously owned several insurance companies and built spec homes in Columbia.

Mr. Bethurem is a graduate of the University of Missouri. He would complete the remaining term for Michelle Myler (May 2015) who was recently appointed as an Alderman.

Alderman Catcott moved to confirm the appointments to the Planning Commission as requested by Mayor Lyons. Alderman Rucker seconded the motion which was voted on and unanimously passed.

Request to Reschedule January 2014 Board of Aldermen Meetings.

City Clerk Diann Warner explained that the first Thursday in January is January 2 which is the date the Board would normally meet; however, since this is the day after a holiday, we are requesting the Board meetings be held on January 9 and January 23.

Following discussion about a legislative meeting scheduled for January 9, Alderman Olivarri moved to approve the request to reschedule the January 2, 2014 Board of Aldermen meeting to January 9, 2014 at 5:00 p.m. Alderman Kahrs seconded the motion which was voted on and unanimously passed.

Alderman Olivarri moved to amend the motion to reschedule the January 2, 2014 Board of Alderman meeting to January 9 and to include rescheduling the January 16, 2014 meeting to January 23, 2014. Alderman Kahrs seconded the motion which was voted on and unanimously passed.

Review Draft Letter to Representative Rocky Miller.

City Attorney Ed Rucker explained that the letter to Representative Miller clarifies some of the issues of the proposed legislation and to explain the City's problem with the act. Alderman Olivarri suggested that the letter be sent to MML and to the municipalities interested in the original legislation. Mr. Rucker will add the letter to the list serve and he will send a copy of the letter to the Missouri Municipal League.

Alderman Myler expressed her concern that the changes would compromise Representative Miller's goal to make broad band service available to all rural areas. Alderman Olivarri did not think it would have any impact on that goal.

City Attorney Rucker said all the City is trying to do is to maintain the status quo in the City limits to regulate cell towers.

Alderman Olivarri moved to proceed with sending the letter to Representative Miller with copies to all interested municipalities and to MML. Alderman Rucker seconded the motion which was voted on and unanimously passed.

Communication from Board Members.

Alderman Schmitt. Ron Schmitt read an article about jobs in America.

Alderman Myler. Michelle Myler asked about the leaf pickup. Assistant City Administrator Woods said it had been suspended temporarily due to the rain.

Alderman Catcott. Fred Catcott reported that for those businesses that have opted to allow no smoking, he asked that if the business decides to allow smoking in an outside area, they not be required to pay for amending their liquor license to add the outside area.

Alderman Olivarri. John Olivarri expressed his appreciation for the opportunity of attending the Camdenton Chamber of Commerce Annual Dinner.

Staff Communications.

Police Chief.

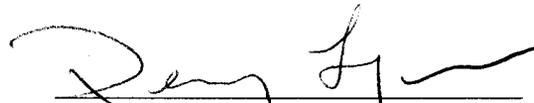
Todd Davis reported that he and a group went to York, PA to make a presentation for the Canadian-American games however the City came in second behind Hampton Roads, VA who came in first.

City Treasurer. Karri Bell wished everyone a safe and Happy Thanksgiving.

There being no further business to come before the Board, the meeting adjourned at 7:00 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 November 21, 2013.


Diann Warner, City Clerk


Penny Lyons, Mayor

APPROVED
12/15/13
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