



# City of Ozark Missouri

P.O. Box 295  
Ozark, Missouri 65721

Fax 417-581-0575  
Phone 417-581-2407

## BOARD OF ALDERMEN TENTATIVE MEETING AGENDA

Tuesday, February 21, 2012

7:00 P.M. Regular Session

POSTED

02-15-2012

Ordinance #12-008

CALL TO ORDER 7:00 P.M.

PLEDGE OF ALLEGIANCE

ROLL CALL

APPROVAL OF THE MINUTES OF THE PREVIOUS MEETING(S):

1. Approval of the February 6, 2012 Regular Session and February 13, 2012 Noon Work Session Minutes. A & B

CEREMONIAL MATTERS:

BILLS OPEN FOR PUBLIC DISCUSSION:

A. **BILLS REQUIRING A PUBLIC HEARING:**

B. **FIRST READING BILLS:**

1. **Bill #2583**-An Ordinance Amending the Code of Ordinances of the City of Ozark by Deleting One Chapter of Title I "Government Code" Relating to "Park and Recreation/Tree Board". Alderman James Haik, III. C.
2. **Bill #2584** – An Ordinance Amending the Code of Ordinances of the City of Ozark by Adding one new Section to Title III "Traffic Code"; Chapter 315: "Traffic Control Devices" by Adding One New Section Relating to the Operation of a Vehicle on Public Or Private Property in such a fashion as to Avoid a Traffic Control Device. Alderman Mark Spinabella D.

C. **RESOLUTION:**

D. **EMERGENCY BILLS:**

E. **PUBLIC IMPROVEMENT BILLS (TAX BILLS):** None.

F. **GRANTS:** None.

G. **AMENDED BILLS:**

**SECOND READING AND FINAL PASSAGE OF BILLS. NO PUBLIC DISCUSSION.**

**BOARD DISCUSSION ONLY:**

1. **Bill #2581**- An Ordinance of the Board of Aldermen of the City of Ozark, Missouri Authorizing the Issuance of a Conditional Use Permit of All/Or Part of Property in a Particular Zoning District in the City of Ozark. Property Location- 6151 N. 21<sup>st</sup> Street. Property Owner- Church Brothers Management, Inc. Conditional Use- Retail in the Front of the Structure, and Fabrication of Retail Products in the Rear of the Structure. Alderman Chris Snyder. E.
2. **Bill #2582**- An Ordinance Amending the Code of Ordinances of the City of Ozark By Adding One (1) New Chapter Relating to Special Events Within the City. Alderman James Haik, III. F.

**REPORT OF OFFICERS, BOARDS AND COMMITTEES:**

1. Administrative Committee: City Administrator Steve Childers.

1. Jack Dillingham, Piper Jaffray-Discuss Refinancing 2005 Waterworks Sewerage System Bonds. G.
2. Public Safety: Police Chief Lyle Hodges.
3. Public Works: Public Works Director Larry Martin.
4. Park: Parks and Recreation Director Sam Wagner.

**UNFINISHED BUSINESS:**

**SCHEDULED VISITORS:**

**NEW BUSINESS/COUNCIL COMMENTS:**

**MISCELLANEOUS BUSINESS:**

**ADJOURNMENT**

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**(To be posted at least 24 hours prior to the commencement of the Meeting on a bulletin board or other prominent place which is easily accessible to the public and clearly designated for posting notices at the principal office of the Municipal Corporation or Political Subdivision or, if no such office exists, at the building in which the meeting is to be held). In accordance with ADA Guidelines, if you need special accommodations when attending City Meetings, please notify the City Clerk's Office at least 3 days prior to the scheduled meeting.**



# City of Ozark Missouri

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Fax 417-581-0575  
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## February 6, 2012 Board of Aldermen Regular Legislative Session

The Ozark Board of Aldermen met in Regular Session at 7:00 p.m. at the Ozark City Hall in Ozark, Missouri. Mayor Shane L. Nelson presided over the meeting: Alderman Eddie Campbell, Alderman Rick Gardner, Alderman Chris Snyder, Alderman James Haik, III, Alderman Mark Spinabella and Alderman Dennis Sparrow were present. Also attending City Administrator Steve Childers, City Attorney David Collignon and City Clerk Lana Wilson.

### Pledge of Allegiance

7:00 p.m.

### Roll Call:

Alderman Mark Spinabella	Here	Alderman Dennis Sparrow	Here
Alderman Eddie Campbell	Here	Alderman Rick Gardner	Here
Alderman James J. Haik, III	Here	Alderman Chris Snyder	Absent

\*Alderman Chris Snyder was absent during the Roll Call, he arrived during the Meeting at 7:05 p.m.

### Approval of the Minutes of the Previous Meeting(s): Approval of the January 16, 2012 Regular Session and January 23, 2012 Noon Work Session Minutes.

Motion was made by Alderman Campbell to approve the January 16, 2012 Regular Session as amended and January 23, 2012 Noon Work Session Minutes as written, seconded by Alderman Spinabella with all present voting aye.

Alderman Gardner amended the January 16, 2012 Regular Session Minutes as follows: Page 2, Paragraph 6th, Sentence-Last-Amendment- Delete "all present", Insert "Alderman Snyder, Alderman Gardner, Alderman Haik, Alderman Campbell, Alderman Spinabella" voting aye and Alderman Sparrow voting nay.

Alderman Gardner amended the January 16, 2012 Regular Session Minutes as follows: Page-5, Paragraph-Last, Sentence-2<sup>nd</sup> –Amendment-Delete “Prairie Ridge” Subdivision, Insert-“Rolling Prairie” Subdivision.

**CEREMONIAL MATTERS:**

**Proclamation-Proclaiming Ronald McDonald House Week-February 5, 2012 through February 11, 2012.**

Mayor Shane L. Nelson proclaimed Ronald McDonald House Week February 5, 2012 through February 11, 2012.

**BILLS OPEN FOR PUBLIC DISCUSSION:**

**A. BILLS REQUIRING A PUBLIC HEARING:**

**B. FIRST READING BILLS:**

**Bill #2581-An Ordinance of the Board of Aldermen of the City of Ozark, Missouri Authorizing the Issuance of a Conditional Use Permit of All/Or Part of Property in a Particular Zoning District in the City of Ozark. Property Location-6151 N. 21<sup>st</sup> Street. Property Owner-Church Brothers Management, Inc. Conditional Use-Retail in the Front of the Main northern Structure, and Fabrication of the Retail Products in the Rear of the Main Northern Structure.**

Motion was made by Alderman Snyder to place Bill #2581 on its first reading by title and description only, seconded by Alderman Campbell with all present voting aye.

City Administrator Childers stated the property located at 6151 N. 21<sup>st</sup> Street was previously the Dodge dealership, the property is currently in the process of changing ownership. The property is zoned C-2 General Commercial which does allow retail sales but does not allow light fabrication of retail sales. The current owners are requesting a Conditional Use Permit, on behalf of the potential buyers, to locate a dual functioning business in the northern structure on the property. The parcel has two (2) structures the proposal is to locate cabinetry retail sales in the front section and fabricate the cabinets in the rear portion of the northern structure. The southern structure will be utilized as a storage facility. Staff is researching the possibility of creating a Zoning District to allow this type of use in our Commercial Districts. Planning and Zoning placed conditions upon the issuance of the Conditional Use Permit as stated on page 1 of this Ordinance.

Mayor Shane L. Nelson stated the Conditional Use is only for the northern building, the southern building will be utilized for storage purposes.

Bill #2581 will be held over until the February 21, 2012 Board of Aldermen Regular Legislative Session.

**Bill #2582-An Ordinance Amending the Code of Ordinances of the City of Ozark by Adding One (1) New Chapter Relating to Special Events Within the City.**

Motion was made by Alderman Haik to place Bill #2582 on its first reading by title and description only, seconded by Alderman Snyder with all present voting aye.

City Administrator Childers stated representatives of the A & M Society attended the January 26, 2011 Meeting held at the Community Center. Their representatives present were pleased with the City's new course of action towards managing events held in the Finley River Park. Park Director Wagner met individually with the organizations who hold annual events in the Finley River Park prior to the January 26, 2012 meeting, she received receptive positive responses during those meetings.

The City's main objective of implementing the Special Events Permit is for the City to streamline the management process and to retain control over the events held in the Finley River Park and City wide. During the process the City will retain the management and successfully delegate the City services and resources needed for each scheduled event. The Special Events Permit will be utilized for every Special Event held inside the City, whether the event is held in the Finley River Park, the square, City right-of-way, or any other City owned property.

Alderman Haik questioned how the organizations hosting the events would provide the required detailed parking site map.

City Administrator Childers stated as part of the permitting process the Planning and Development Department will provide one specific Finley River Park site map outlining the perimeters, showing all buildings, services and parking areas.

Alderman Gardner asked during the several meetings that were held did staff hear any opposition to the fee structure.

Park Director Wagner stated the organizations she met with individually were all very cordial and receptive to the implementation of the Special Events Permit.

Alderman Campbell questioned if there were any negative responses towards the \$500.00 fee in particular. His concern is with the running events, such as the High School Track Team or any non-for-profit organization, which hold annual events with 200 or more participants that start and finish in the Finley River Park. He questioned whether or not these organizations should be charged the \$500.00 Special Events Permit fee.

Park and Recreation Director Wagner stated the way staff interprets the Special Events definition as stating any event or activity not held by the City placing an additional demand on City services or resources will be charged the permit fee. City Administrator Childers stated it is staff's opinion these events will not place additional demand upon City services or resources; therefore, they will not be subject to pay the Special Events Permit fee.

City Administrator Childers stated he has recently learned our Special Events Permit fee is considerably less than what other communities charge per event. This will not be a profit making process the fee will cover the City's cost to provide services and resources. The fee structure was based upon expenses acquired by the City during past events held in the Finley River Park.

Alderman Gardner stated it is his opinion that the fee structure is not part of this Ordinance and will be adopted in a separate Resolution.

Alderman Snyder stated the Special Event definition does include road runs and marathons; therefore, they will be subject to the permit fee charge.

Mayor Shane L. Nelson stated he has had positive responses to the implementation of the Special Events Permit.

Mayor Shane L. Nelson questioned whether or not these events should not be subject to the permit fee charge. During these events there will be additional parking required, the post clean up of the facilities and grounds and the use of the Park facilities will increase the Park's electric expense.

Alderman Campbell stated he was not questioning whether or not these organizations should be charged the permit fee, his concern is with the drastic fee increase between the 199 participants' \$50.00 permit fee and the 200 or more participants' \$500.00 permit fee charge.

City Attorney Collignon stated the Special Events Permit along with the fee structure is not part of the proposed Ordinance, the Board of Aldermen can instruct staff to modify the Special Events Permit and Fee structure at any time. The fee structure was based upon anticipated demands placed upon City services and resources and expenses associated with past events, making it difficult to develop an accurate fee structure.

Mayor Shane L. Nelson stated the fee structure is not an attachment to this Ordinance, making it possible for any member of the Board of Aldermen to internally propose an amendment to the fee structure.

The Board of Aldermen discussed all Special Events held inside the City.

Alderman Campbell stated it is indicated in the Special Events Permit the fee is only associated with events held in the Finley River Park.

Alderman Snyder stated the Ordinance encompasses any event held inside the City of Ozark, the Special Events Permit, which is not attached to this Ordinance can be modified at any time by staff.

Alderman Haik stated he feels that any event held inside the City of Ozark should be subject to the Special Events Permit process in order for the City to maintain control and manage City Services provided to an event.

Bill #2582 will be held over until the February 21, 2012 Board of Aldermen Regular Legislative Session.

**C. Resolutions:**

**1. Resolution #1743-A Resolution of the Board of Aldermen of the City of**

**Ozark, Missouri Authorizing the City Administrator to Execute an Interlocal Agreement for Cooperative Purchasing.**

Motion was made by Alderman Gardner to place Resolution #1743 on its first reading by title and description only, seconded by Alderman Snyder with all present voting aye.

City Administrator Childers stated there are various organizations throughout the country offering the service of performing formal bidding processes. This service could potentially provide a significant savings to City of Ozark particularly in major purchases. Houston-Galveston Area Council (H-GAC) has the resources available to create a more detailed technical bid proposals, which at this time the City does not have the available resources. There is no fee associated with this Agreement, the Agreement grants the City access to all the available products and services offered through H-GAC's program. Entering into this Agreement does not eliminate the City from entertaining other programs offered through similar organizations. The program is similar to the State Bidding process, except the City will be given the opportunity to observe and test products prior to purchase. The Public Works Department has budgeted funds to purchase a sophisticated pump truck, without the resources to create the necessary technical specifications. H-GAC has the resources necessary to successfully bid to specification a pump truck that meets the City's needs and requirements. The pump truck H-GAC is proposing is \$50,000.00 under what was allotted in the 2012 Budget for this purchase.

Alderman Gardner questioned how this Agreement would interact with our adopted Procurement Ordinance.

City Administrator Childers stated this procedure has been enacted into our new proposed Procurement Ordinance that staff will be bringing to the Board of Aldermen for consideration during the first Regular Session in March.

City Attorney Collignon stated the formal bidding process is not being eliminated, the Board of Aldermen is allowing this organization to do the formal bidding process. There are some products and services the City will be required by State Statute to follow the formal bidding process.

Alderman Campbell asked if we can execute this Contract without formally repealing our current Procurement Ordinance that does not allow this procedure to take the place of our formal bidding process.

City Attorney Collignon stated the City will not have to act upon our current Procurement Ordinance to enter into this Agreement with H-GAC. The City will have to act upon our current Procurement Ordinance to utilize H-GAC's services. The Board of Aldermen has two (2) choices either to repeal the current adopted Procurement Ordinance or in a particular situation waive the provisions of the current adopted Procurement Ordinance.

City Administrator Childers stated the provisions of our current Procurement Ordinance were followed for the new pump truck, as the result of this attempt the

City did not receive any proposals. Prompting the City to seek H-GAC's purchasing services that successfully provided the City with a significant savings on a new pump truck.

City Administrator Childers stated the purchase of the pump truck will be the only purchase made upon the execution of this Agreement, moving forward the Board of Aldermen will repeal our current Procurement Code and adopt the new Procurement Code with this purchasing process enacted as a Section of the new Code.

City Administrator Childers stated this Resolution authorizes the Cooperative Purchasing Agreement to be entered into and executed, it does not authorize purchasing the new pump truck.

Motion was made by Alderman Gardner to adopt Resolution 1743, seconded by Alderman Snyder with all present voting aye.

**2. Resolution #1744-A Resolution of the Board of Aldermen of the City of Ozark, Missouri Approving the Following Appointment to the Ozark, Missouri Planning and Zoning Commission. Appointment Jim Massey.**

Motion was made by Alderman Snyder to place Resolution #1744 on its first reading by title and description only, seconded by Alderman Campbell with all present voting aye.

Mayor Shane L. Nelson stated the Planning and Zoning Commission has a vacant seat to fill. Two (2) of the Planning and Zoning Commissioners approached the Mayor requesting him to appoint Jim Massey to the Planning and Zoning Board. Jim Massey is a resident of the City and owns a business in Ozark.

Motion was made by Alderman Spinabella to adopt Resolution 1739, seconded by Alderman Campbell with all present voting aye.

**3. Resolution #1745-A Resolution of the Board of Aldermen of the City of Ozark, Missouri Authorizing the Director of Public Works to Sign Certain Attached Documents to Make application for a Storm Siren Repair Grant.**

Motion was made by Alderman Sparrow to place Resolution #1745 on its first reading by title and description only, seconded by Alderman Snyder with all present voting aye.

City Administrator Childers stated the City struggles with our storm siren maintenance. The Public Works Department is seeking the Board of Aldermen's approval to apply for an 85/15 matching Grant offered through the Missouri Department of Rural Services for \$4,500.00. The City's Grant match will be approximately \$675.00 funded through the General Revenue miscellaneous or the City Administrator's Discretionary fund line items. The \$4,500.00 will be utilized to repair our current storm siren back up systems costing the City \$675.00.

Motion was made by Alderman Sparrow to adopt Resolution 1745, seconded by Alderman Campbell with all present voting aye.

**D. Emergency Bills:**

**E. Public Improvement Bills (Tax Bills):**

**F. Grants:**

**G. Amended Bills:**

**SECOND READING AND FINAL PASSAGE OF BILLS. NO PUBLIC DISCUSSION, BOARD DISCUSSION ONLY:**

**Report of Officers, Boards and Committees:**

**1. Administrative:** City Administrator Steve Childers.

**1. Utility Billing Discussion:**

During the year end reconciliation procedure a Utility Billing error was identified, the error happened during the Utility Billing modification process. There were some utility customers in the new Cycle 4 whose trash service charge was omitted from their October 2011 Utility Bill. We are in the process of communicating with these affected utility customers explaining the error and that their next utility bill they will receive, February 15, 2012, will reflect the unbilled rendered trash service. During this notification process the Board of Aldermen may receive phone calls from their constituents, please direct them to the Utility Billing Department.

**2. Christian County 1/4¢ Ballot Issue:**

City Administrator Childers stated during the last joint session held between the Board of Aldermen and the Chamber of Commerce Presiding Commissioner Lou Lapalia was the guest speaker requesting the City of Ozark and the Chamber of Commerce support of the Christian County Sales Tax Ballot Issue on the April 3, 2012 Election Ballot. Christian County has two (2) issues they are requesting the voters to eliminate the Sunset Date placed upon their current Judicial Center 1/4¢ sales tax and approval of a new 1/4¢ sales tax to service a new bond debt to build an extension onto the existing Judicial Center.

Christian County is not requesting the Board of Aldermen to formally adopt a Resolution of support; however, they are curious to know whether or not the Mayor and Board of Aldermen support their Ballot issues.

Along with the jail services Christian County provides the City of Ozark we also receive a portion of Christian County's General Sales Tax revenues, last year the City received \$162,000.00 for road maintenance purposes. Other Cities and Road Districts within Christian County receive a portion of Christian County's General Sales Tax revenues. Christian County is under no obligation to allot these funds and if the Sales Tax issue does not pass it is almost certain Christian County will have to keep these funds to fund their own expenses.

Mayor Shane L. Nelson stated in his opinion due to the fact the City utilizes Christian County's jail facilities and receives a portion of Christian County's General Sales Tax revenues the City of Ozark's support of Christian County's Sales Tax Ballot issue should be warranted.

Alderman Gardner asked for clarification purposes, the January 23, 2012 Noon Work Session indicate during the Judicial Center extension construction phase, Christian County will request the City to abandon a portion of Walnut Street and add a double-decker parking facility to help eliminate the parking problems around the square, does this indicate Christian County will request the City to build the parking garage or will Christian County build the parking garage. Mayor Shane L. Nelson stated although the parking garage is not included in Phase 1 Christian County has plans to build a parking garage in a future construction phase, with no expense incurred by the City.

**2. Public Safety:** Police Chief Lyle Hodges.

**3. Public Works:** Public Works Director Larry Martin.

**4. Parks:** Parks Director Sam Wagner.

Park and Recreation Director Wagner presented the Mayor and Board of Aldermen with the Community Center January Membership Overview. The Community Center recently hosted a KY-3 Drive selling 284 Family Memberships and 68 Individual Memberships. The number of classes had to be increased to meet the demands of the increased Memberships.

Two (2) upcoming events scheduled at the Community Center-the Daddy Daughter Dance, Friday night, February 10, 2012 from 7:00 p.m. to 9:00 p.m. and the Valentines Parents Night Out, Saturday night, February 11, 2012.

The Community Center hosted a Weight Loss Challenge with 68 participants the highest number of participants ever enrolled in the Weight Loss Challenge.

The Community Center was awarded the Chamber of Commerce Banquet catering bid, that will be held at the Community Center.

This past week the Community Center went live with the on-line sports program registrations, twelve (12) children have been enrolled using the on-line service. Mayor Shane L. Nelson commented on the improved overall atmosphere at the Community Center.

**Unfinished Business:**

**New Business/Board of Aldermen Comments:**

**Pay Bills-**

Motion was made by Alderman Sparrow to adjourn, seconded by Alderman Campbell with all present voting aye.

The February 06, 2012 Regular Legislative Session adjourned at 8:15 p.m.

Minutes Written By:

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Lana Wilson, City Clerk

Approval of Minutes By:

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# City of Ozark Missouri

P.O. Box 295  
Ozark, Missouri 65721

Fax 417-581-0575  
Phone 417-581-2407

## February 13, 2012 Board of Aldermen Special Legislative Session

The Ozark Board of Aldermen met in Special Session at 12:00 p.m. at the Ozark City Hall in Ozark, Missouri. Mayor Shane L. Nelson presided over the meeting: Alderman Eddie Campbell, Alderman James Haik, III and Alderman Mark Spinabella were present. Also attending City Attorney David Collignon and City Clerk Lana Wilson.

### Pledge of Allegiance

12:00 p.m.

### Roll Call:

Alderman Mark Spinabella	Here	Alderman Dennis Sparrow	Absent
Alderman Eddie Campbell	Here	Alderman Rick Gardner	Absent
Alderman James J. Haik, III	Here	Alderman Chris Snyder	Absent

There is not a quorum present.

### APPROVAL OF THE MINUTES OF THE PREVIOUS MEETING(S):

### CEREMONIAL MATTERS:

### BILLS OPEN FOR PUBLIC DISCUSSION:

#### A. BILLS REQUIRING A PUBLIC HEARING:

#### B. FIRST READING BILLS:

#### C. RESOLUTIONS:

#### D. EMERGENCY BILLS:

#### E. PUBLIC IMPROVEMENT BILLS (TAX BILLS):

#### F. GRANTS:

#### G. AMENDED BILLS:

### SECOND READING AND FINAL PASSAGE OF BILLS. NO PUBLIC DISCUSSION, BOARD DISCUSSION ONLY:

### Report of Officers, Boards and Committees:

#### 1. Administrative:

## **1. Park Board Discussion.**

Mayor Shane L. Nelson stated the basis of this discussion is to discuss disbanding the Park Board. During discussions with several Park Board Members they have shown interest in serving on other City Boards. The Baseball and Softball Boards have shown interest in coordinating joint fund raising projects with the City.

Mayor Shane L. Nelson has expressed to the Park Board Members present during the last two (2) Park Board Meetings the possibility of disbanding the Park Board. City Attorney Collignon stated the Board of Aldermen will have to adopt an Ordinance deleting Chapter 145: Park and Recreation/Tree Board in its entirety. City Attorney Collignon asked Park Director Wagner if disbanding the Park Board would affect the City's Tree City USA status.

Park Director Wagner stated it would not affect the City's Tree City USA status. Alderman Haik stated he will sponsor the Ordinance deleting Chapter 145: Park and Recreation/Tree Board.

## **2. Building and Code Enforcement Officer Bill Pears-Updates from the Building Department.**

Alderman Spinabella requested City Attorney Collignon to draft an Ordinance to prohibit vehicles from cutting through business parking lots in order to avoid traffic control devices for the Board of Aldermen's consideration.

City Attorney Collignon stated he and Chief Hodges have been in recent discussions regarding this issue and both are in agreement there will be some difficulty enforcing the Ordinance. The problem with enforcing the Ordinance is the individual making the complaint has indicated he would not testify if a case ever went to Municipal Court. The business owner is more interested in is placing signs upon his property and a Police Officer assigned to his parking lot.

Police Chief Hodges stated his concern is not with the enforcement is with identifying the drive through vehicles from the businesses customers.

Mayor Shane L. Nelson stated sometimes Police presence will defer violators.

Police Chief Hodges stated to enforce the Ordinance you would have to state to enter the premises you have to stop at the business or you will receive a ticket.

Building Official Bill Pears informed the Mayor and Board of Aldermen the City has an ISO Report Due on building services that evaluates our Building Department and permitting processes. The report evaluates whether or not the City has the most current Building Codes adopted. Most Insurance Companies use this Report to establish their Home Owners/Builders Insurance Policy premiums. The City has not adopted the most current 2009 Building Codes. Staff is proposing to adopt the 2012 Building Code by January 2013. During a future Session he will bring forth a Resolution of intent to adopt the 2012 Building Codes to suffice ISO's Building Code requirement until the Board of Aldermen officially adopts

the 2012 Building Codes. This will allow the City to retain our current 5 ISO Insurance Rating.

During the Board of Aldermen's February 27, 2012 Noon Work Session the Planning and Development Department will present new fee structures to the Board of Aldermen. Bill stated he will be presenting the Building fee structure with minimal increases mostly restructuring of the Building Permit will be proposed. One modification is due to an over site will be to establish a fee for permitting Accessory Buildings less than 200ft.

- 2. **Public Safety:** Police Chief Lyle Hodges.
- 3. **Public Works:** Public Works Director Larry Martin.
- 4. **Parks:** Parks Director Sam Wagner.

**Unfinished Business:**

**New Business/Board of Aldermen Comments:**

Alderman Campbell commended the Police Department on the job well done apprehending the UK fugitive.

Police Chief Hodges reported a Reporter from the New York Times visited Ozark and wrote a story on the apprehension.

**Pay Bills-**

Motion was made by Alderman Snyder to adjourn, seconded by Alderman Haik with all present voting aye.

The February 13, 2012 Regular Noon Work Session adjourned at 12:20 p.m.

Minutes Taken By:

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Chandra Hodges, Deputy City Clerk

Minutes Written By:

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Lana Wilson, City Clerk

Approval of Minutes By:

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**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF OZARK BY DELETING ONE CHAPTER OF TITLE I "GOVERNMENT CODE" RELATING TO "PARK AND RECREATION/TREE BOARD".**

**WHEREAS**, The Mayor recently reported that the Park and Recreation/Tree Board has had difficulty maintaining attendance at its meetings as well as conducting little business when a meeting was held; and

**WHEREAS**, The Mayor further indicated that he no longer saw a necessity for the Board and suggested that its utility had reached its peak and was no longer necessary; and

**WHEREAS**, Several members of the Board of Aldermen who had attended recent Park Board meetings had observed similar conduct and agreed with the assessment that the Board was no longer necessary.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OZARK, MISSOURI, AS FOLLOWS:**

**SECTION 1.** The Code of Ordinances of the City of Ozark; Title I, "Government Code" is hereby amended by deleting in its entirety Chapter 145: "Park and Recreation/Tree Board" consisting of four (4) Sections numbered Section 145.010 through 145.040.

**SECTION 2.** This Ordinance shall be in full force and effect from and after its passage and approval.

**PASSED THIS 5<sup>th</sup> DAY OF MARCH 2012.**

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT/ABSTAIN</b>
<b>Alderman Chris Snyder</b>	_____	_____	_____
<b>Alderman Mark Spinabella</b>	_____	_____	_____
<b>Alderman Dennis Sparrow</b>	_____	_____	_____
<b>Alderman Rick Gardner</b>	_____	_____	_____
<b>Alderman James Haik, III</b>	_____	_____	_____
<b>Alderman Eddie Campbell</b>	_____	_____	_____

APPROVED THIS 5<sup>th</sup> DAY OF MARCH 2012.

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SHANE L. NELSON, MAYOR

[SEAL]

ATTEST:

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Lana Wilson, City Clerk

Bill #2583  
Ordinance #12-0  
March 5, 2012

BILL NO. 2584

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF OZARK BY ADDING ONE NEW SECTION TO TITLE III "TRAFFIC CODE"; CHAPTER 315: "TRAFFIC CONTROL DEVICES" BY ADDING ONE NEW SECTION RELATING TO THE OPERATION OF A VEHICLE ON PUBLIC OR PRIVATE PROPERTY IN SUCH A FASHION AS TO AVOID A TRAFFIC CONTROL DEVICE.**

**WHEREAS**, The Board of Aldermen has recently been advised by several businesses in the City that motor vehicles utilize their property in order to "cut through" from one street to another and thereby avoid a traffic control device; and

**WHEREAS**, The Chief of Police, as well as the respective property owners report that such actions may cause injury to persons or damage to property on the parking lot as well as those travelling on the respective streets within the City; and

**WHEREAS**, The Board of Aldermen find that it would be in the best interest of the citizens of the City of Ozark if they prohibit such activities in such areas that property damage or personal injury might occur.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OZARK, MISSOURI, AS FOLLOWS:**

**SECTION 1.** The Code of Ordinances of the City of Ozark; Title III; "Traffic Code"; Chapter 315: "Traffic Control Devices" is hereby amended by adding one (1) new Section to be known as Section 315.115 which said new Section shall read as follows:

**"SECTION 315.115: DRIVING THROUGH PUBLIC OR PRIVATE PROPERTY**

- A. It shall be unlawful for any person to operate a vehicle across public or private property marked with signs, acquired and placed by the owner of said property, with the words "No Through Traffic" or words of similar import; for the purpose of passing from one roadway to another.
- B. It shall be unlawful for any person to operate a vehicle across public or private property for the purpose of avoiding compliance with a traffic control device.
- C. It shall be *prima facie* evidence of an intention to pass from one roadway to another or to avoid compliance with a traffic control device, if the operator of the vehicle crosses public or private property without using the service of such property, stopping the engine of the vehicle or both such actions."

**SECTION 2.** This Ordinance shall be in full force and effect from and after its passage and approval.

**PASSED THIS 5<sup>th</sup> DAY OF MARCH 2012.**

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT/ABSTAIN</b>
<b>Alderman Chris Snyder</b>	_____	_____	_____
<b>Alderman Dennis Sparrow</b>	_____	_____	_____
<b>Alderman Rick Gardner</b>	_____	_____	_____
<b>Alderman James Haik, III</b>	_____	_____	_____
<b>Alderman Eddie Campbell</b>	_____	_____	_____
<b>Alderman Mark Spinabella</b>	_____	_____	_____

**APPROVED THIS 5<sup>th</sup> DAY OF MARCH 2012.**

\_\_\_\_\_  
**SHANE L. NELSON, MAYOR**

[SEAL]

**ATTEST:**

\_\_\_\_\_  
**Lana Wilson, City Clerk**

**Bill #2584  
Ordinance #12-0  
March 5, 2012**

**AN ORDINANCE OF THE BOARD OF ALDERMEN OF THE CITY OF OZARK,  
MISSOURI AUTHORIZING THE ISSUANCE OF A CONDITIONAL USE PERMIT OF  
ALL/OR PART OF PROPERTY IN A PARTICULAR ZONING DISTRICT IN THE  
CITY OF OZARK, MISSOURI.**

**6151 N. 21<sup>st</sup> STREET**

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF  
OZARK, MISSOURI, AS FOLLOWS:**

**WHEREAS**, an application for a Conditional Use Permit to allow Retail Sales and Fabrication of Retail Products, in a C-2 General Commercial Business District, located at 6151 N. 21<sup>st</sup> Street in the City of Ozark, Missouri, by owner of record, was submitted to the Planning and Zoning Clerk; and

**WHEREAS**, the Planning and Zoning Clerk did; thereafter, submit said application to the Planning and Zoning Commission which set the 23<sup>rd</sup> day of January 2012, as the date a Public Hearing would be held on such application and proposed Conditional Use Permit; and

**WHEREAS**, a notice of the time and date of the Public Hearing was given by publication in a newspaper of general circulation in the City of Ozark, such notice being at least 15 days before the date set for the Public Hearing; and

**WHEREAS**, the applicant gave notice of such Public Hearing to the record owners of all properties within 185 feet of the property located at 6151 N. 21<sup>st</sup> Street by certified mailings to such record owners, applicant having provided the City with, proof of such notification, including certified return receipts and a list of all persons notified together with their respective addresses.

**WHEREAS**, a Public Hearing was conducted by the Planning and Zoning Commission on January 23, 2012, and the Commission by majority vote, did recommend the approval of such application for a Conditional Use Permit to allow Retail Sales in the front of the structure and Fabrication of Retail Products in the rear of the structure on the aforementioned property with the following conditions:

1. Applicant shall obtain all required Permits and pass all required inspections in order to convert the structure to allow fabrication of product from but not limited to Planning and Development, Building Department, Public Works Department, Empire Electric District and the Ozark Fire District.
2. No storage of outside materials.
3. Second building to the south will only be allowed the use of warehousing or any of the already allowable C-2 General Commercial District approved uses.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF  
THE CITY OF OZARK, MISSOURI, AS FOLLOWS:**

**SECTION 1:** That the Board of Aldermen hereby grants the issuance of a Conditional Use Permit to said applicant for the property located at 6151 N. 21<sup>st</sup> Street. Said applicant must comply with the standards set forth in Section 405.500.

**SECTION 2:** The Conditional Use Permit Application set forth in Exhibit "A" attached hereto and incorporated herein as if fully set out.

**SECTION 3:** This Ordinance shall be in full force and effect from the date of its passage and approval.

**PASSED THIS 21<sup>st</sup> DAY OF FEBRUARY, 2012.**

	<u>AYE</u>	<u>NAY</u>	<u>ABSENT/ABSTAIN</u>
Alderman Eddie Campbell	_____	_____	_____
Alderman Rick Gardner	_____	_____	_____
Alderman James Haik, III	_____	_____	_____
Alderman Chris Snyder	_____	_____	_____
Alderman Mark Spinabella	_____	_____	_____
Alderman Dennis Sparrow	_____	_____	_____

**APPROVED THIS 21<sup>st</sup> DAY OF FEBRUARY, 2012.**

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**SHANE L. NELSON, MAYOR**

[SEAL]

**ATTEST:**

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**Lana Wilson, City Clerk**

Bill #2581

Ordinance #12-00

February 21, 2012

Use Permit # 59

**City of Ozark Missouri**  
Planning and Development Department  
Application for Conditional Use Permit

LOCATION OF PROPERTY

Street Address: 6151 N 21ST STREET  
Subdivision: NA Lot Number: ---  
Property Tax Parcel Number: 11.02.4.00.2000 Lot Size: 5.5 ACRES

CURRENT USE

Current Zoning: C-2  
Current use(s): (Conforming or Non-Conforming): VACANT CAR DEALERSHIP

PROPOSED USE

Proposed use(s): RETAIL FACILITY W/ FABRICATION OF PRODUCTS FOR RETAIL SALE

SEWAGE DISPOSAL

City of Ozark  
 Septic Tank (HOLDING)

WATER SUPPLY

City of Ozark  
 Private Well

ROAD ACCESS

Road(s) fronting property: 21ST STREET

IDENTIFICATION

X Owner: Patricia K. Church, President, Church Broker Mgmt Co  
X Mailing Address: 2713 Southern Hills Blvd, Spfld MO 65804  
X Telephone: 417-689-1979 Fax Number: \_\_\_\_\_

X Patricia K. Church, Pres.  
Signature of Owner

X 12-30-11  
Date

\_\_\_\_\_  
Signature of Owner

\_\_\_\_\_  
Date

\_\_\_\_\_  
Lessee (If applicable)

\_\_\_\_\_  
Date

The Applicants shall be responsible for the cost of all third party reviews. This shall include but not limited to storm water reviews, traffic reviews and etc. The City of Ozark will be the sole determiner of the requirements for these reviews. The City of Ozark will issue and track invoices for these costs.

ATTENDANCE IS REQUIRED AT THE SCHEDULED PLANNING & ZONING MEETING AND CITY COUNCIL MEETING

*Notifications to Geoffrey Butler.*

## Public Notice

6151 N 21<sup>st</sup> Street, Ozark, MO

Notice is hereby given to all parties in interest and citizens, that the Ozark Planning & Zoning Commission will hold a Public Hearing on **Monday, January 23, 2012** at **7:00** p.m. in the Ozark City Council Chambers at the Ozark City Hall, Ozark, Missouri, to consider a Use Permit of all and/or part of the following property.

### USE PERMIT #59

Current Zoning of Property: C-2 General Commercial

Address of property: 6151 N. 21<sup>st</sup> Street, Ozark, MO

Owner: Church Brothers Management Inc.

Applicant: Prestige Millwork, Inc.

Use Permit requested for: Retail facility in front of structure and fabrication of products for retail sale in rear of structure.

At these Public Hearings, any interested person, corporation or political subdivision may present evidence regarding the Code of Ordinances of the City of Ozark, Missouri.



Lana Wilson  
City Clerk

1/04/2012  
Date

# MEMO

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**TO:** Board of Alderman January 23, 2012 meeting  
**FROM:** Planning & Development Department  
**RE:** USE PERMIT #59  
Zoning of property: C-2 General Commercial  
Address of property: 6151 N 21<sup>st</sup> Street, Ozark, Missouri  
Owner: Church Brothers Management, Inc.  
Applicant: Prestige Millwork, Inc.  
Use Permit requested for: Retail facility in front of structure and  
fabrication of products for retail sale in rear of structure.

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Dear Board of Alderman,

The Planning & Zoning commission has recommended the **APPROVAL** of the above referenced Use Permit. With the following conditions:

- Applicant shall obtain all required permits and pass all required inspections in order to convert the structure to allow fabrication of product from but not limited to Planning and Development, Building Department, Public Works Department, Empire Electric District and the Ozark Fire District
- No storage of outside materials.
- Second building to the South will only be allowed the use of warehousing or any of the already allowable C-2 General Commercial District approved uses.

Attached you will find documentation to support this request.

If you have any questions, please contact Planning & Development (417)581-2407.

Thanks,  
Valerie Carr  
Planning & Zoning Technician

Enclosure: Memo to P&Z & correspondence 5 pgs

**City of Ozark Missouri**  
**Department of Planning & Development**



P.O. Box 295  
Ozark, Missouri 65721

Fax 417-581-0575  
Phone 417-581-2407

January 19, 2012

Re: **USE PERMIT #59**  
**Zoning of property: C-2 General Commercial**  
**Address of property: 6151 N 21<sup>st</sup> Street, Ozark, Missouri**  
**Owner: Church Brothers Management, Inc.**  
**Applicant: Prestige Millwork, Inc.**  
**Use Permit requested for: Retail facility in front of structure and fabrication of products for retail sale in rear of structure.**

Dear Commissioners,

The applicant has requested a USE PERMIT for the above referenced property to ask for a Multi-Resident Assisted Living Facility in a residential structure located at the above referenced property.

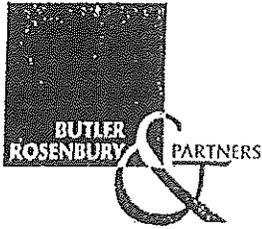
Attached you will find a letter from the applicant as to his intentions for the requested Use Permit. The following are some items that staff feels needs to be conditions placed on the permit:

- Applicant shall obtain all required permits and pass all required inspections in order to convert the structure to allow fabrication of product from but not limited to Planning and Development, Building Department, Public Works Department, Empire Electric District and the Ozark Fire District
- Storage of outside materials.
- Second building to the South needs clarification if the Conditional Use will apply to that structure.

If you should have any questions regarding the information above please feel free to contact me at the Planning and Development Department of the City of Ozark at 417-581-2407.

Respectfully,

Valerie Carr  
Planning & Zoning Technician



*Architecture*  
*Engineering*  
*Planning*  
*Project Management*

**YOUR VISION. OUR FOCUS.**

January 7, 2012

To: City of Ozark  
Planning and Zoning Commission

Re: Requested Conditional Use – 6151 North 21<sup>st</sup>. Street

We hereby request that the City of Ozark grant a Conditional Use Permit on the property at 6151 N. 21<sup>st</sup> Street. The property is currently zoned C-2 which allows retail sales. However, our client, the proposed buyer of the property, has a business in which they fabricate the products that they sell. For practical business purposes it is important that they fabricate their products in the same facility that they sell them.

The C-2 Zoning District of the Zoning Ordinance does not allow for the fabrication of products on site. The property in question is a very desirable commercial property with excellent retail exposure to US 65 and our client wants to have this retail exposure to promote his business. The property is designated in the Comprehensive Plan as a commercial zone for retail sales.

This Conditional Use permit will allow for businesses on this property to fabricate and sell their products on the same site. The restrictions which we feel need to go with this Conditional Use (in addition to existing restrictions set forth in the Zoning Ordinance) are:

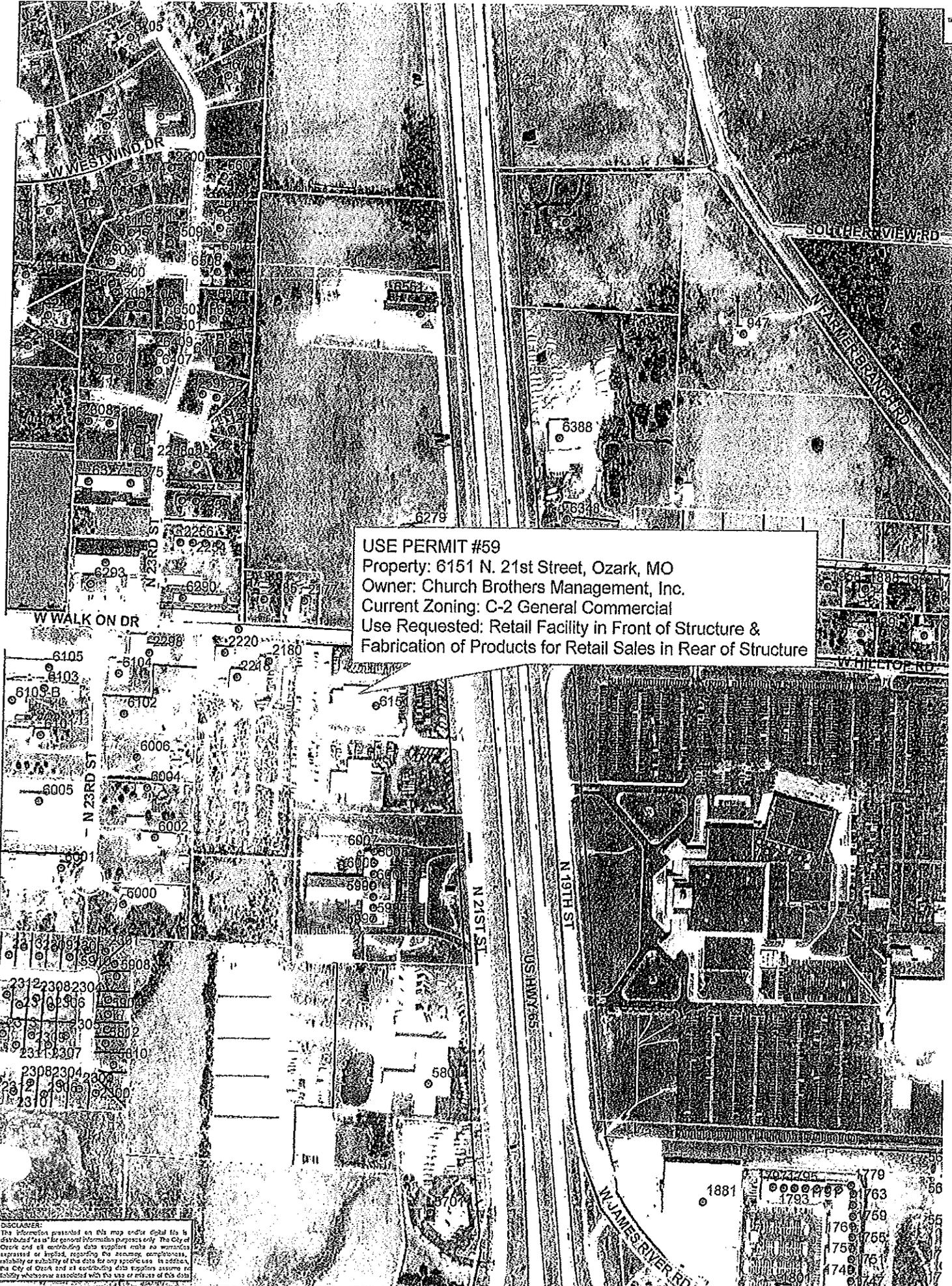
- All fabrication work shall occur inside the building
- No stockpiling of raw materials or waste materials on site in view of the public.

We feel that this Conditional Use will allow for this business to move into the community and to generate significant sales and property tax benefits for the City and County.

Geoffrey H. Butler, AIA  
Architect & Partner  
Direct Line: 417.521.6106  
Mobile: 417.848.6000  
Email: butler@brpae.com

319 North Main, Suite 200  
Springfield, MO 65806  
Phone: 417.865.6100  
Fax: 417.865.6102  
www.brpae.com

**USE PERMIT #59**  
Property: 6151 N. 21st Street, Ozark, MO  
Owner: Church Brothers Management, Inc.  
Current Zoning: C-2 General Commercial  
Use Requested: Retail Facility in Front of Structure &  
Fabrication of Products for Retail Sales in Rear of Structure



**DISCLAIMER:**  
The information presented on this map and/or digital file is distributed "as is" for general information purposes only. The City of Ozark and all contributing data suppliers make no warranties, expressed or implied, regarding the accuracy, completeness, reliability or suitability of this data for any specific use. In addition, the City of Ozark and all contributing data suppliers assume no liability whatsoever associated with the use or misuse of this data.

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF OZARK BY ADDING ONE (1) NEW CHAPTER RELATING TO SPECIAL EVENTS WITHIN THE CITY.**

WHEREAS, the Board of Aldermen has recognized a need to develop an organized system of regulations for Special Events that may occur from time to time within the City which also place additional burdens upon City infrastructure and/or facilities; and

WHEREAS, City Staff has been directed to develop a regulatory structure for the permitting of Special Events and the general requirements therefore and the Staff has recommended the following Chapter to be added to the City Code; and

WHEREAS, the Board of Aldermen find that the enactment of the following Chapter would be in the best interests of the Citizens of the City of Ozark and will establish orderly procedures for any Special Events that might occur within the City.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OZARK, MISSOURI, AS FOLLOWS:**

**SECTION 1.** The Code of Ordinances of the City of Ozark is hereby amended by adding one (1) new Chapter to be known as Chapter 640 relating to Special Events within the City of Ozark which said new Chapter shall read as follows:

**“CHAPTER 640: SPECIAL EVENTS**

**SECTION 640.010: DEFINITIONS**

Except where otherwise indicated by the context, the following definitions shall apply in the interpretation and enforcement of this Chapter:

*Applicant:* Means a person acting in his or her individual capacity or a corporation or association acting through an agent or officer of the corporation or association.

*Operator:* Means the individual listed on the permit as being in charge of the event and responsible for ensuring that the permit requirements are fulfilled.

*Special Event:* Means any event or activity not organized by the City of Ozark that places an additional demand on City services including but not limited to controlling traffic or blocking or closing streets or public places, or additional demand on public health and safety, or which included the sale or use of alcohol, or which will be held on City property. Activities which would be considered Special Events include but are not limited to events such as road runs, marathons, bicycle rallies, food fairs, concerts in a park, street fairs, craft fairs, circuses, triathlons, festivals, fireworks displays and County Fairs, fundraisers, memorials, parades or tournament.

### **SECTION 640.020: Permit Required**

No person or organization shall sponsor, organize, or participate in a special event as defined herein without first obtaining a permit and paying any fees required therefore.

### **SECTION 640.030: Permit Application**

A. Applications for a special events permit shall be made to the Planning and Development Department at least 45 days prior to the start of the event. Permit applications shall not be accepted for processing by the Planning and Development Department unless they are submitted at least 45 days prior to the start of the event. Organizers of annual special events or those events which will have significant additional demand on city services are encouraged to submit applications at least 90 days in advance of the event. Each application shall include the following information:

1. The name and address of the event operator, and the name and address of any person or organization sponsoring the event, including its chairperson or director.

2. The purpose of the event along with the proposed location, date and time for the proposed event.

3. The approximate number of people the event organizers expect to attend the event and the maximum number of people the organizers of the event are prepared to accommodate.

4. Whether sale or use of alcoholic beverages is proposed.

5. A detailed description of the event.

6. A description of city services, equipment and facilities requested or needed.

7. A description of the manner in which a sufficient supply of restroom and/or sanitation facilities will be provided to accommodate the maximum number of persons.

8. The proposed method and procedure for restoration and cleanup of the event location, including the removal of all litter.

9. A scale drawing showing adequate parking facilities for the number and types of vehicles anticipated have been made available within or adjacent to the location for which the permit is requested. The drawing must also indicate how adequate ingress and egress will be provided to or from such parking area to facilitate the movement of any vehicle at any time to or from the parking area. A list of streets impacted by the event also shall be provided, and the method by which traffic control will be accomplished.

10. The names of any event operator, organizer, or any current agent or employee thereof involved in the event, and who has signed a consent decree or order in the last five years or who has been convicted of a felony or any crime involving false statement or dishonesty within the past five years, and the nature of the offense, or consent decree or order, the state where the conviction, or consent decree or order occurred, and the year of such conviction, or consent decree or order.

11. An explanation of the reasons, if the person applying for the permit is unable to provide any of the foregoing information.

B. After receipt of a completed application, the Planning and Development Department will distribute copies of the application to all City Department(s) that may be affected by the proposed event. Each Department will review the application and describe any conditions or requirements that should be placed on the permit considering the anticipated demand on City services and potential costs of meeting the demand for City services to accommodate the proposed special event. Any Department objections to granting the permit including concerns regarding additional impact from the special event on public streets or public health or safety shall also be stated within ten (10) business days.

**SECTION 640.040: Fees.**

A. Application Fee. Every application for a special event shall be accompanied by an application fee in an amount to be approved from time to time by Resolution of the Board of Aldermen, for the cost of processing and reviewing the permit application. Such fee will not be refunded if a permit is not issued.

**SECTION 640.050: Permit conditions.**

A. If, after review of the recommendations of the individual Departments and a preliminary determination has been made that the proposed event complies with the provisions of this Chapter; the applicant shall be required to meet the following conditions prior to the issuance of a permit:

1. The organizer of the event shall be required to provide insurance coverage for the event to be located upon or require the closing or blocking of any street, alley, or road, or the use of any city-owned property or right-of-way areas, submission of a liability insurance policy in the amount of one million dollars (\$1,000,000.00) for any injury to any person, including death, arising out of one incident, one million dollars (\$1,000,000.00) for any damage to property, and one million dollars (\$1,000,000.00) automobile liability insurance for any injury to any person, including death, arising out of one incident. The City of Ozark shall be an additional named insured for each of the above-referenced policies, and the special event sponsor(s) shall execute a hold harmless agreement indemnifying the City of Ozark.

2. The organizer shall obtain and furnish proof of any other necessary permits or approvals for any activities conducted in conjunction with the special event, and shall comply with all applicable Ordinances and Laws;

3. Provide adequate restroom and sanitation facilities for the anticipated crowd;

4. Adhere to requirements for cleanup and restoration of the special events site; which includes, but is not limited to the event site being completely cleaned up and restored within 24 hours of the end of the event.

5. Pay any deposits and fees required.

6. Agree to comply with all conditions specified in the permit.

B. The City shall list the regulations and conditions that the organizer shall comply with in the permit. Such conditions may include but are not limited to the following:

1. The name of the event operator and who will be held responsible for ensuring that the permit requirements are fulfilled;

2. The location to which the event is limited;
3. The streets affected by the need for traffic control or that are authorized for use in conjunction with the event, and approved parking;
5. Personnel needed and responsibilities of the organizer;
6. Provisions for first aid care depending upon the size and magnitude of the event;
7. The procedure to be followed if alcoholic beverage consumption is to be allowed;
8. The number and location of restroom facilities to accommodate the expected crowd;
9. Indemnification of the city by the organizer

**SECTION 640.060: Permit issuance.**

A. If the Planning and Development Department determines that the requirements of this Chapter and the conditions of the permit are met, the Planning and Development Department will notify the applicant that the application has been approved and that the permit will be issued after payment of all applicable fees.

B. In the event that the Planning and Development Department finds any cause to deny the issuance of the permit, the Department shall deny the permit and notify the applicant in writing of such action and the reasons for denial.

**SECTION 640.070: Appeal.**

An applicant who is aggrieved by the decision of the Planning and Development Department in regards to the denial of the application for a permit shall have a right to appeal to the Board of Alderman at a regular scheduled meeting.

**SECTION 640.080: Revocation or suspension of permit.**

A special events permit may be suspended or revoked by the Police Chief or his designee upon any of the following grounds:

A. If the patrons of a special event have become a disorderly or riotous assembly whereby the public peace or the safety of persons or property are threatened.

B. If the operator of such special event refuses to remove or cause to be removed from the event any person(s) violating any of the provisions of the Code of Ordinances of the City of Ozark after such operator has been requested to do so by a police officer.

C. If the event operator or sponsor fails to comply with any of the regulations pertaining to special events or the conditions of the special event permit.

D. If a special event permit is revoked, the City of Ozark shall have the discretion whether to accept a subsequent special event application submitted by the operator, sponsor, or responsible party involved in the event for which the permit was revoked including any person with an ownership interest in the event or in the operator, sponsor, or responsible party.

**SECTION 640.090: Inspection.**

Special event premises shall be open, at any and all times, for inspection by any City Code Enforcement Officer(s), Police Officer(s), County Health Department Enforcement Officer(s) or by Fire Protection District Enforcement Officer(s).

**SECTION 640.090: Inspection.**

Special event premises shall be open, at any and all times, for inspection by any City Code Enforcement Officer(s), Police Officer(s), County Health Department Enforcement Officer(s) or by fire Protection District Enforcement Officer(s).

**SECTION 640.100: Violation — Penalty.**

Any person, firm or Corporation found responsible for a violation of this Chapter shall be punished as provided in Section 100.220 of this Code.”

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval.

**PASSED THIS 21<sup>st</sup> DAY OF FEBRUARY 2012.**

	AYE	NAY	ABSENT/ABSTAIN
Alderman Eddie Campbell	_____	_____	_____
Alderman James Haik, III	_____	_____	_____
Alderman Chris Snyder	_____	_____	_____
Alderman Mark Spinabella	_____	_____	_____
Alderman Dennis Sparrow	_____	_____	_____
Alderman Rick Gardner	_____	_____	_____

**APPROVED THIS 21<sup>st</sup> DAY OF FEBRUARY 2012.**

\_\_\_\_\_  
**SHANE L. NELSON, MAYOR**

[SEAL]

**ATTEST:**

\_\_\_\_\_  
Lana Wilson, City Clerk

Bill #2582  
Ordinance #  
February 21, 2012

# City of Ozark, Missouri

## Combined Waterworks and Sewerage System Refunding Revenue Bonds Series 2012

### Refinancing Plan

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- ❖ **RECOMMENDATION:** Refinance Combined Waterworks and Sewerage System Refunding Bonds in the amount of \$440,000
  
- ❖ Refinances all of the Bonds of the Series 2005 maturing 2012-2025.
  
- ❖ Average interest rate of bonds being refinanced is 5.57%.
  
- ❖ Estimated all-in total interest cost of 2012 refunding bonds is 3.80%.
  
- ❖ Estimated Savings
  - Net Present Value Savings \$44,800
  - Percentage Savings of Refunded Bonds 10.67%
  
- ❖ Closing is anticipated for approximately April 1, 2012.

*\*Approximate*

**PiperJaffray**