

AGENDA WORK SESSION

JANUARY 3, 2007, 11:45 AM

Mayor Marrs called the monthly agenda work session of the Board of Aldermen to order. Attending were Aldermen Charles McCorkle, Tracy Haist, Mark Loge, Brian Hayes and Steve Faseler. Alderman Steve Tallaksen was absent.

Mayor Marrs presented Carrie Brown with a 10 year service award.

Earl Johnson with Networks gave a report to the members regarding the leasing of the extra 44 strands of fiber that will be in the cable that will hook the Northeast Electric Substation to the James River Power Station. He stated that the value of the line is its location, cost of installation and the market for such line. If the lines were leased he advised to grant the use for a long period of time. It was suggested that 40 of the strands be leased and 4 reserved for the City for future use. The estimate of the maximum the City could get is \$20.00 per mile or \$7,000 per month. In the present market they feel that probably the most that could be leased would be 50% of the lines with the revenue being approximately \$3,180.00 per month.

The next presentation was made by John Bolte with Tri-State Engineering concerning the Highway CC Extension from Main Street to Nicholas Road. He presented three possible routes and suggested that the City should select their preference and then it would go on to the O.T.O. for their recommendation to go to MoDOT. The most important reason to get this finalized is so that the right-of-way can be preserved for the project.

Dan Runge with Ozark Transportation Organization gave the members an update on the proposed North/South Corridor Study. Hearings will be held on January 8 and 9 on the proposals.

Chief Bacon gave an overview of the proposed Standard Operating Procedure for the Mobile Video Recorders. Charges for copies will be included in the fee charges for all city records.

Discussion was held regarding the R.F.P.'s received for the City Electrical Engineers. Bingle advised that the committee overseeing this is recommending that Fenley Engineering be hired for the day-to-day business and that Toth & Associates be retained for all rate work. This will be on the agenda for Monday night for approval.

Matt Marshall representing the Skate Park Committee asked permission from the Board of Aldermen to start going to the media regarding the proposal. This will be on the Monday Agenda.

A report on the North Street speed limits will be presented at a later date.

Sharon Hankison gave a brief presentation on the proposed changes to the Personnel Handbook. This will be on the Monday agenda for approval.

McCorkle had some questions about the Seatbelt Ordinance changes. This will be on the Monday agenda.

There being no further business, the meeting was adjourned at 1:50 PM.

Mayor

City Clerk

REGULAR MEETING

JANUARY 8, 2007, 7:00 PM

Mayor Marrs called the regular monthly meeting of the Board of Aldermen to order. Attending were Aldermen Charles McCorkle, Steve Tallaksen, Steve Faseler, Brian Hayes, Mark Loge (came in later in the meeting, and Tracy Haist.

MINUTES

The minutes of the meetings of December 6, and 11 were approved as presented by unanimous consent.

FINANCIAL REPORT

The December financial reports were not finished as of the meeting date due to the closing out of the year but will be mailed to the members as soon as completed.

VISITORS

Visitors were given an opportunity to address the Board.

Carol Adkins, 324 N. Delaware, presented the Board with pictures showing cracks she has experienced since the sinkhole opened up across the street from her. She said that they are getting worse all the time. She asked the members why a geological survey wasn't done for all the residents around the sinkhole. She wants to know if the City is going to be involved with the problems she is experiencing. The City Attorney advised her that these are her problems on her private property.

PUBLIC HEARINGS

A public hearing was opened for an annexation petition of BGC, LLC for 18.8 acres on North Main. The owners of the property were present to answer any questions. No public comments were made and the hearing was closed.

ORDINANCES

Bill #2007-11 amending Chapter 5, Section 5-1-G correcting the date of the adopted Electric Codes was presented for first reading. Members were advised that the incorrect date was in the Ordinance adopting the current codes. Haist made a motion to approve Bill #2007-11 on first reading and pass to second with McCorkle seconding and all voting aye. Bill #2007-11 was presented for final reading. Tallaksen made a motion to approve Bill #2007-11 on final reading and pass into law with McCorkle seconding and McCorkle, Faseler, Hayes, Haist and Tallaksen all voting aye on roll call vote.

Bill #2007-12 amending Chapter 12-29 for Seat Belts, Child Restraints & Passengers in Truck Beds was presented for first reading. McCorkle said that he still has questions about the proposal and could not vote on it at this time. Hayes then made a motion to postpone this until the February 12 agenda with Faseler seconding and all voting aye.

Bill #2007-13 Authorizing the Mayor to sign a contract with the Electrical Consultant, Finley Engineering Co., Inc. Bingle explained the proposal and recommended Finley be approved. McCorkle made a motion to approve Bill #2007-13 on first reading and pass to second with Hayes seconding and all voting aye. Bill #2007-13 was presented for final reading. Tallaksen made the motion to approve Bill #2007 on final reading and pass into law with Haist seconding and Faseler, Hayes, Haist, Tallaksen, and McCorkle all voting aye on roll call vote.

Bill #2007-14 authorizing the Mayor to sign an amendatory agreement with Southwest Power Administration was presented for first reading. Bingle explained the agreement. McCorkle made a motion to approve Bill #2007-14 on first reading and pass to second with Tallaksen seconding and all voting aye. Bill #2007-14 was presented for final reading. Haist made a motion to approve Bill #2007-14 on final reading and pass into law

with Tallaksen seconding and Hayes, Haist, Tallaksen, McCorkle and Faseler all voting aye on roll call vote.

RESOLUTIONS

Resolution #2007-11 approving the compliance for annexation of BGC, LLC, 18.8 acres on North Main was presented. Planner Cossey explained the proposal. Tallaksen made the motion to approve Resolution #2007-11 with Hayes seconding and all voting aye.

Alderman Loge arrived at the meeting.

Resolution #2007-12 approving an amendment to the Police Standard Operating Procedures for Mobile Video was presented. McCorkle made a motion to approve Resolution #2007-12 with Faseler seconding and all voting aye.

Resolution #2007-13 approving the updated Personnel Handbook to take effect 1/1/07 was presented. After discussion all agreed to delete the provision for 50% sick leave payoff for retirees. McCorkle made the motion to approve Resolution #2007-13 as amended with Hayes seconding and all voting aye.

DISCUSSION ITEMS

Bingle spoke with the members regarding problems with the November invoice from Ledbetter, Corner and Associates for electrical engineering services. All agreed to wait for more information before a decision was made.

Members discussed the budget presented by the 911 Board as it did not coincide with the budget prepared by the City for operations of the 911 services as per the contract. The Mayor suggested that a letter be written to the 911 Board regarding the differences. All agreed to ask the Board to give a presentation at the next meeting.

A brief discussion was held regarding the schedule for the Cheyenne Road improvements.

MAYOR AND ALDERMEN REPORTS

None were made.

EXECUTIVE SESSION

At 8:05 PM Hayes made a motion to go into executive session pursuant to RSMo 610.021 to discuss a personnel matter. Faseler seconding with McCorkle, Faseler, Hayes, Loge, Haist and Tallaksen all voting aye on roll call vote.

Members returned to regular session at 8:12 PM.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:14 PM.

Mayor

City Clerk

SPECIAL MEETING

JANUARY 17, 1:00 PM

A special meeting of the Nixa Board of Aldermen was called to order by Mayor Marrs. The purpose of the meeting was for communication about the ice storm. Attending were Aldermen Charles McCorkle, Steve

Faseler, Brian Hayes, and Tracy Haist. Aldermen Mark Loge and Steve Tallaksen were absent.

Public Works Director, Doug Colvin updated the members on the work that has been done and the work that is in progress and what is still to be done. He advised that the Water and Wastewater Departments have kept the wells and treatment plant in operation. The Street Department has assisted wherever needed. The Electric Department has had numerous equipment issues but have been working steadily. He could not give a time when all the power will be restored but hoped to have it on by Friday the 19th.

Bingle advised that limbs can be taken to Clever Stone Quarry at Clever. Also, no trash service will be run until January 22.

Fire Chief Sebree said that they have had one fire in the City and one in the County.

Chief Bacon said that they have provided 24 hour coverage thru the storm.

Phil Amtower, Christian County Emergency Management, advised that their main focus in to help people have food and be warm and are focusing now on the rural areas. They will also have crews to assist the elderly with clean-up.

School Superintendent Klinesmith said that all school sites not have power and hopefully school will be back in session on Friday.

As of yet, FEMA has not set up here. It is not known what level of disaster has been declared.

The Red Cross in manning the shelters that are open.

Citizens are being asked to leave the fallen trees and limbs for a while unless they can't get into or out of their homes.

Hayes said that he was disappointed that there has not been any news coverage about the storm damage in Nixa so that citizens know what is going on.

The meeting was adjourned at 1:45 PM.

Mayor

City Clerk

AGENDA WORK SESSION

FEBRUARY 7, 2007 11:45 AM

Mayor Marrs called the agenda work session of the Nixa Board of Aldermen to order. Attending were Aldermen Steve Faseler, Steve Tallaksen, Brian Hayes, Tracy Haist, and Charles McCorkle. Alderman Mark

Loge was absent.

Dave Stokley representing Christian County Coalition, a group working to obtain building codes for the unincorporated areas of Christian County, was present to speak with the members. He advised the members of their intention and asked the support of the Board of Aldermen by passing a resolution supporting the ballot initiative. All agreed to have a resolution prepared for the Monday meeting.

Chief Bacon spoke with the members regarding the speed limit on North Street. A traffic study will be ready for the Monday agenda. There was also discussion about flashing lights for the school zones as a long term goal. This will be on the Monday agenda.

Members discussed setting a time for a meeting with the E911 Consolidation Committee. All agreed on February 23 at 6:30 PM. Bingle advised the members that he and Chief Bacon will be serving on a committee working with the E911 Board about plans for the future funding of dispatch as they will be out of funds before the end of this year and will not be able to totally fund the dispatching in the future.

Bingle advised that there will be a change order in the amount of \$5,900.00 for a fire connection for the City Hall addition on the Monday night agenda.

Bingle advised that there will be a presentation on a proposed involuntary annexation for the members to discuss on Monday night.

Bingle reminded the members of the retreat on February 9 and 10 and gave them particulars about the meeting.

Members were advised that we have received a request for a Memorandum of Understanding with the Sheriff Department. This request is being reviewed by our Insurance carrier and may be on the agenda for Monday night.

Members were advised by Doug Colvin, Public Works Director, about a proposed increase in the water connection fees due to the increased cost of the materials. This will be on the Monday agenda for consideration.

The Mayor requested the permission of the Board to sign an agreement with Christian County for removal of the ice storm debris. Hayes made a motion to approve signature with Faseler seconding and all voting aye.

Bingle advised that the only Development Activity for the Monday agenda is the BGC annexation and preliminary plat.

Members requested that the Smoking Ban ordinance be placed on the agenda for Monday night.

Bingle advised that there have been some problems with the columns on the City Hall addition and said that the repairs will be made as required by the engineer specs and inspections.

Tallaksen requested that an insert be placed in the utility bills regarding assistance to seniors with ice storm damage. This will be on Monday agenda.

McCorkle stated that he needs to get information from the Finance Department about uniforms and vehicle maintenance/repairs.

Faseler said that information about urban deer management will be coming to the Board in the near future.

There being no further business, the meeting was adjourned at 1:00 PM.

Mayor

City Clerk

BOARD OF ALDERMEN RETREAT

FEBRUARY 9 AND 10

9th 1:00 pm to 5:00 pm

10th 8:00am to 4:45 pm

The Board of Aldermen met for a retreat at the Grand County Inn Conference Room in Branson, Missouri. The

purpose of the retreat was to begin a strategic plan for the City. The speaker and facilitator was Hal Wood. Attending were Mayor Doug Marrs; Aldermen Brian Hayes, Tracy Haist, Mark Loge, Steve Faseler, Steve Tallaksen, and Charles McCorkle; City Administrator Brian Bingle; and Directors Coralee Patrick, Judy Long, Donna Swatzell, Sharon Hankison, Kelly Hasner, James Bacon and Doug Colvin.

Mr. Wood led the group through setting a mission, vision, values and eight goals and initiatives and success criteria. He instructed on how to continue developing the plan with community and staff input of initiatives and then teams to develop the “how-tos” for the adopted initiatives.

No business other than the retreat agenda was discussed by the Board and no action was taken.

Mayor

City Clerk

REGULAR MEETING

FEBRUARY 12, 2007 7:00 PM

The regular monthly meeting of the Nixa Board of Aldermen was called to order by Mayor Marrs. Attending were Aldermen Charles McCorkle, Steve Tallaksen, Steve Faseler, Brian Hayes and Tracy Haist. Alderman Mark Loge came in later in the meeting.

MINUTES

The minutes of the meetings of January 3, 8, and 17 were approved as presented by unanimous consent.

FINANCIAL REPORT

The financial reports were presented. City Clerk Patrick gave a brief overview. The reports were approved as presented by unanimous consent.

VISITORS

Visitors were given an opportunity to address the Board.

Bob Ingram, 907 Park, thanked the employees for working hard clearing out the ice storm damage and getting the power back on. He suggested that the Board spend more money on tree trimming.

Alderman Loge came into the meeting.

Richard Caudron, 509 Hillcrest, spoke in opposition of any increase in speed in North Street.

Otis Teague, 404 N. Ellen, made a complaint about his high water bill.

Patrick Wilson, 432 Wildflower, thanked the Board for considering the Smoking Ban Ordinance.

Jeff McKinley, 1110 Glenn Oaks, a school crossing guard, spoke about the various speed zones on S. Gregg Road. He suggested that the speed limit be 25 MPH from Highway 14 to Butterfield as there is a lot of risk in this area with two schools on the road.

David Bower, owner of Coyote's, said that he would rather have an all-out ban that just having it placed on restaurants. He said that 80% of his night business is smokers in the bar area of his restaurant. He said with this ordinance, his customer base will disappear.

Judy Maggard, 501 Aspen said that she is having trouble with her lights going off and on all the time. She would like to see the speed reduced at Main and Aspen because of all the children in the area.

Layne Teeters, 3731 E. Hwy 160, Rogersville, with the American Cancer Society, spoke to the Board supporting the Smoking Ban.

Omar Baron, owner of Longhorn Grill, said that he is concerned about losing his Resort Liquor License if he cannot allow smoking in his business. He also asked how it would be enforced if it is adopted.

Terri Pratt, 3502 Prince Lane, Springfield, a Registered Nurse, told the Board that they were doing the right thing by adopting this ban on smoking.

Connie McKenna, owner of Fosters Grill, said that there place is already a non-smoking establishment and that it doesn't hurt business.

Faseler made a motion to amend the agenda to consider a bid for relays for the electric project. McCorkle seconded with all voting aye.

ORDINANCES

Bill #2007-21, prohibiting smoking in restaurants, was presented for first reading. Loge proposed an amendment that would combine A2 and A8 with A1. Tallaksen said that he sees some problems with the proposal, specifically, not allowing smoking areas. Haist suggested that the Bill be passed and not put off.

Hayes suggested go on with passage now. McCorkle voiced his rejection of the proposed bill entirely. Faseler said to go ahead and pass now. Loge then made a motion to amend the proposed bill by combining A2 with A1 and in A8 remove all wording after the word “pools”. Hayes seconded with all voting aye except McCorkle voting nay. Loge then made a motion to approve Bill #2007-21 as amended on first reading and pass to second with Haist seconding and all voting aye except McCorkle who voted nay. Bill #2007-21 as amended was presented for final reading. Haist made a motion to approve Bill #2007-21 as amended on final reading and pass into law with Loge seconding and Faseler, Tallaksen, Hayes, Loge, and Haist all voting aye and McCorkle voting nay.

Bill #2007-22, amending Chapter 12, Article VI, Section 14-86 for safety belts, child restraint devices and passengers in truck beds was presented for first reading. Loge made a motion to approve Bill #2006-22 on first reading and pass to second with Loge seconding and all voting aye. Bill #2007-22 was presented for final reading. Faseler made a motion to approve Bill #2007-22 on final reading and pass into law with McCorkle seconding and Tallaksen, Faseler, Hayes, Loge, Haist and McCorkle all voting aye on roll call vote.

Bill #2007-23, the adoption of the final budget for 2006 was presented for first reading. Tallaksen made a motion to approve Bill #2006-23 on final reading and pass to second with Loge seconding and all voting aye. Bill #2007-23 was presented for final reading. Tallaksen made a motion to approve Bill #2007-23 on final reading and pass into law with McCorkle seconding and Faseler, Hayes, Loge, Haist, McCorkle, and Tallaksen all voting aye on roll call vote.

Bill #2007-24 amending Chapter 12, Article IV, Speed Zones was presented for first reading. Chief Bacon gave a presentation on the proposed changes and recommended that the City pursue flashing lights for school zones and that he and the school are looking for some funding. Haist said that the changing in the speed zones is not going to stop the speeders. Hayes made a motion to approve Bill #2007-24 on first reading and pass to second with McCorkle seconding and all voting aye. Bill #2007-24 was presented for final reading. McCorkle made a motion to approve Bill #2007-24 on final reading and pass into law with Loge seconding and Hayes, Loge, Haist, McCorkle, Tallaksen, and Faseler all voting aye on roll call vote.

Bill #2007-25 annexing and zoning 18.8 acres owned by BGC, LLC. was presented for first reading. Planner Cossey explained the annexation and zoning proposal. Tallaksen made a motion to approve Bill #2007-25 on first reading and pass to second with McCorkle seconding and all voting aye. Bill #2007-25 was presented for final reading. Tallaksen made the motion to approve Bill #2007-25 on final reading and pass into law with Haist seconding and Loge, Haist, McCorkle, Tallaksen, Faseler, and Hayes all voting aye on roll call vote.

Bill #2007-26 amending charges for water service connections was presented for first reading. PWD Colvin explained the increases to the members. McCorkle made a motion to approve Bill #2007-26 on first reading and pass to second with Faseler seconding and all voting. Bill #2007-26 was presented for final reading. McCorkle made the motion to approve Bill #2007-26 on final reading and pass into law with Tallaksen seconding and Haist, McCorkle, Tallaksen, Faseler, Hayes, and Loge all voting aye on roll call vote.

RESOLUTIONS

Resolution #2007-21 approving the Preliminary Plat for Northwoods was presented. Planner Cossey explained the proposal. Tallaksen made the motion to approve Resolution #2007-21 with Haist seconding and all voting aye.

Resolution #2007-22 supporting building codes in the unincorporated areas of Christian County was presented. Faseler made the motion to approve Resolution #2007-22 with Tallaksen seconding and all voting aye.

DISCUSSION ITEMS

A change order for the City Hall Addition project in the amount of \$9,000.00 for a remove fire disconnect as require by the Nixa Fire District was discussed.

A presentation was made by Planner Craig Southern on a proposed involuntary annexation. Hayes said that the City needs to do this for future growth. McCorkle agreed that this needs to be done. The Mayor asked that staff set out a list of the benefits to the City and what the City can offer the businesses in the proposed annexation area.

Jim VonRohr with LCA spoke to the members concerning change orders in the amounts of \$38,000.00 and \$20,000.00. for relay engineering and study for the new connection to the City of Springfield line and substation. VonRohr stated that they took it upon themselves to go ahead and do the work on the \$38,000. change order without authorization because they knew that this had to be done. He stated that the line from CU to the Tracker Substation should be completed and working in June. No action was taken by the Board.

The next item of business was the reappointment of Patrick Sweeney as City Attorney. Hayes made a motion to set the salary for the City Attorney at \$125.00 per hour with Tallaksen seconding and all voting aye. Mayor Marris then recommended the reappointment of Patrick Sweeney as the City Attorney. Faseler made the motion to make the appointment with Faseler seconding and all voting aye.

Faseler made a motion to approve the bid of \$147,160.00 for relays for the Electric Project connecting the City to the James River Power Station. Hayes seconded and all voted aye.

Bingle advised that two members are needed for the Board of Adjustment and asked the members to have names for appointment at the next meeting.

EXECUTIVE SESSION

At 9:15 PM, Hayes made a motion to go into executive session pursuant to RSMo 610.021 for Attorney Consultation. Faseler seconded with McCorkle, Tallaksen, Faseler, Hayes, Loge and Haist all voting aye on roll call vote.

Members returned to regular session at 10:15 PM.

ADJOURNMENT

The meeting was adjourned at 10:16 PM.

Mayor

City Clerk

AGENDA WORK SESSION

MARCH 7, 2007 11:45 AM

Mayor Marris called the agenda work session of the Board of Aldermen to order. Attending were Aldermen Charles McCorkle, Steve Tallaksen, Steve Faseler, Brian Hayes, Mark Loge, and Tracy Haist.

Steve Haymes, Wastewater Treatment Operator, was recognized for 10 years of employment with the City.

A presentation by Travis Cossey, Planner, was made to the Board concerning the DNR requirement for the Stormwater Management Program. He talked of the application process which the City has done, the things that

the City already has done and things that will need to be done over the next year as the program has to be implemented in February 2008.

PW Director Colvin, presented the 2007 mill and overlay projects. The main project is doing 9,660 lineal feet of 2" mill and overlay in Wasson Addition.

Members were advised that they will be asked to approve a bid for the traffic signal for Truman and Highway 14 at their Monday meeting. The budget for the project was approximately \$167,000.00 and the low bid was \$147,655.80.

The next topic of discussion was the financial assistance request from E911. Bingle explained that what is currently going on with E911 and the possible consolidation could have a profound impact on the City. He talked of several options that are being considered and the impact that these will have. Alderman Loge asked that these be discussed in closed session on Monday night.

Bingle presented enforcement concerns to the Board concerning the Smoking Ban Ordinance. Members discussed the time frame for enforcement and all agreed to allowing businesses 90 days before the Ordinance takes effect. Tallaksen suggested that he would like to look at some amendments to the Ordinance in the future. David Bowers, owner of Coyotes, said that this ban has made a \$200,000.00 change in his life. Discussion was then held about wanting some amendments and clarification in the Ordinance. Delores Joyce, MSU, asked that the Board leave the Ordinance as it.

Bingle advised the members what Staff is doing regarding the Strategic Plan implementation.

Members were advised that Allied Waste has lost their place to dispose of grass clippings. The staff is looking for other ways for disposal.

Bingle advised that the following items will be on the Monday Agenda:

- Agreement with the Christian County Sheriff for City police officers being commissioned
- An agreement with the Department of Liquor Control for use of the City firing range
- A budget amendment for the Police Department for bulletproof vests
- A special use permit for Verison Wireless for antennae use on our Water Tower

There being no further business, the meeting was adjourned at 1:30 PM.

Mayor

City Clerk

REGULAR MEETING

MARCH 12, 2007 7:00 PM

The regular monthly meeting of the Nixa Board of Aldermen was called to order by Mayor Marrs. Attending were Aldermen Charles McCorkle, Steve Tallaksen, Steve Faseler, Brian Hayes, Mark Loge (came in at 8:10 PM), and Tracy Haist.

The Pledge of Allegiance was given.

MINUTES

Minutes of the meetings of February 7 and 12, 2007 were approved as presented by unanimous consent.

FINANCIAL REPORT

The financial reports were approved as presented by unanimous consent.

PRESENTATIONS

Chief Bacon presented Police Officer Jason Hartsell a trophy for his designation of Officer of the Year.

VISITORS

Visitors were given an opportunity to address the Board.

Jim Fridley, 615 N. Jericho, The Springs subdivision, presented several areas that he feels needs street improvements. The first was North Street at the entrance to The Columns. He said that you cannot see cars coming as you come onto North Street and that there needs to be at least signs warning of the dangerous intersection. He is a school bus driver and spoke of problems at Gregg/Hwy 14 and Nicholas/Hwy 14 with the north and south lanes not matching.

Ken Lloyd, 6240 LaCienta, Rogersville, a representative for Souter/Glover at Dogwood Subdivision said that 911 mapping has changed the name of the street Judith to Wasson. They wish to keep the name Judith and would like the City change the street back. The Mayor said that he will send that request to 911.

PUBLIC HEARINGS

A public hearing was opened for a special use permit for Verizon Wireless to attach an antenna to the water tower at the High School. Arleta Davidson representing Verizon was present to answer any questions. No public comments were made and the hearing was closed.

ORDINANCES

Bill #2007-31 Approving a \$900,000.00 lease purchase financing for a transformer at the SPA substation was presented for first reading. Tallaksen made the motion to approve Bill #2007-31 on first reading and pass to second with Hayes seconding and all voting aye. Bill #2007-31 was presented for final reading. McCorkle made a motion to approve Bill #2007-31 on final reading and pass into law with Tallaksen seconding and McCorkle, Tallaksen, Faseler, Hayes, and Haist all voting aye on roll call vote.

Bill #2007-32 authorizing the Mayor to sign an Indemnification Agreement with the Christian County Sheriff was presented for first reading. Chief Bacon explained that previously this had been signed by the Police Chief but he believes that this should be signed by an official of the City so that every time a Chief changes, the agreement doesn't have to be resigned. McCorkle made a motion to approve Bill #2007-32 on first reading and pass to second with Faseler seconding and all voting aye. Bill #2007-32 was presented for final reading. Tallaksen made a motion to approve Bill #2007-32 on final reading and pass into law with Faseler seconding and Tallaksen, Faseler, Hayes, Haist and McCorkle all voting aye on roll call vote.

Bill #2007-33 authorizing the Mayor to sign an Indemnification Agreement with the Division of Tobacco and Liquor Control regarding use of the firing range was presented for first reading. Chief explained that he believes that this should be signed by an official of the City so that every time a Chief changes, the agreement doesn't have to be resigned. McCorkle made a motion to approve Bill #2007-33 on first reading with Hayes seconding and all voting aye. Bill #2007-33 was presented for final reading. McCorkle made a motion to approve Bill #2007-33 on final reading and pass into law with Tallaksen seconding and Faseler, Hayes, Haist, McCorkle, and Tallaksen all voting aye on roll call vote.

Bill #2007-34 authorizing the Mayor to sign a contract with Hartman & Company for the signalization of Highway 24 and Truman was presented. Mayor Marrs left the room due to a possible conflict of interest with property of Great Southern Bank being involved in the construction. McCorkle chaired the meeting. Public Works Director Colvin explained the contract and asked that the motion also include approval of the bid for the project. Faseler made a motion to approve Bill #2007-34 on first reading and pass to second and also approve the bid of Hartman Construction for the project. Haist seconded the motion with all voting aye. Bill #2007-34 was presented for final reading. Tallaksen made a motion to approve Bill #2007-34 on final reading and approve the bid of Hartman Construction for the project. Hayes seconded with Hayes, Haist, McCorkle, Tallaksen, and Faseler all voting aye on roll call vote. The Mayor then returned to the meeting.

RESOLUTIONS

Resolution #2007-31 approving a Special Use Permit for Verizon to attach an antenna to the water tower at the High School was presented. Planner Cossey explained the proposal. Faseler made a motion to approve Resolution #2007-31 with McCorkle seconding and all voting aye.

Resolution #2007-32 approving use of the Cooperative Procurement Program with Missouri Department of Transportation was presented. Clerk Patrick explained that this will allow purchasing through this program just as we currently do through the State of Missouri. MoDot just has its own program. McCorkle made a motion to approve Resolution #2007-32 with Tallaksen seconding and all voting aye.

DISCUSSION ITEMS

At 8:10, Mark Loge joined the meeting.

Rance Duffy made a power point presentation to the Board regarding the 911 Consolidation Committee Report. At the end of the presentation, Chief Bacon made a report on his take on the written plan. Faseler said that he feels this takes officers of the street. Tallaksen questioned why there would have to be three centers, Christian County, City of Nixa, and Fire Department. The Mayor said that he feels 1/3¢ Sales Tax is high and questioned if the Board was willing to put their tax rate at capacity to fund 911 when it will be needed to fund City projects in the future. He said that this will not solve border problems—they will still exist. He questioned if the Committee is the best avenue to develop a plan as he feels it should include more people i.e. law enforcement and other representation of the entities involved. All decided it is premature to take any action at this time. Board members are to get any questions to Bingle for him to obtain answers. The committee is looking at an August election for the 1/3¢ Sales Tax.

The next item of discussion was a Nixa E911 financial assistance request. Bob Childers, Board member of E911 said that he has been to the Fire District and they want training for 911 dispatchers on how they want fire calls dispatched. Chief Bacon said that this has already been addressed with Fire Chief Jimmy Sebree. Childers said that the Fire District has offered \$21,000.00 to the E911 Board to assist in funding their shortfall for the 2007 budget year. E911 will cash in their entire \$92,000 C. D. He asked that the City fund the balance of the shortfall for the year.

Chief Bacon requested a budget amendment to purchase 6 bulletproof vests for \$2,975.34. Loge made a motion to amend the budget by \$2,975.34 for this purchase with Faseler seconding and all voting aye.

Bingle questioned if the City wanted to advertise in the Builder's Journal. Hayes said that he is not opposed to advertising, but not in a magazine focusing on one individual developer. The Mayor voiced his opposition.

The expected letter from the Skate Park Committee was not received.

MAYOR AND ALDERMEN REPORTS

None was made.

EXECUTIVE SESSION

At 9:00 PM McCorkle made a motion to go into executive session pursuant to RSMo610.021 to discuss litigation and consult with the City Attorney. Tallaksen seconded with McCorkle, Tallaksen, Faseler, Hayes, Loge and Haist all voting aye on roll call vote.

The members returned at 10:03 PM.

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:05 PM.

Mayor

City Clerk

AGENDA WORK SESSION

APRIL 4, 2007, 11:45 AM

The agenda work session of the Nixa Board of Aldermen was called to order by Mayor Marrs. Attending were Aldermen Steve Faseler, Steve Tallaksen, Brian Hayes and Charles McCorkle. Aldermen Tracy Haist and Mark Loge were absent.

Members discussed a request from Nixa E911 Board for funding due to the anticipated deficit in revenues for 2007. The request was for ½ of the deficit of \$43,400 or \$21,700 from the City and the other ½ coming from the Fire District. No action was taken.

Members reviewed a memo from Chief Bacon regarding the recent E911 Board Meeting. Chief Bacon briefed the members about the memo and the meeting.

The 2008 Transportation Improvement Program was presented to the members. Bingle explained the projects and the need for the adoption of the plan. Members will be asked for formal adoption on Monday night.

The discussion of the entry-way sign was postponed due to the fact that no information has been received from the Chamber of Commerce.

Bingle explained that the amount of the Fuel Adjustment Cost has been determined to be .0125 by the consultant keeping track of the amount being charged by Springfield to Nixa versus the amount being charged by Nixa to its electric customers. This amount is changed by Springfield in April and October. This will be on the agenda for approval on Monday night.

The certificate of deposit bidding policy was presented to the members by Clerk Patrick. Members will be asked to approve this policy on Monday night.

An amendment to the open meetings and records ordinance will also be on the agenda for approval on Monday night. This is being done to insure that the policy is current with the State Laws.

An amendment will be presented on Monday for the purchasing and procurement ordinance due to steep increase in the costs of materials being purchased by the City. This will raise the level of the formal bidding requirement from \$10,000 to \$20,000.

A resolution designating the 11th of September every year as a day to recognize all first call responders will be on the Monday agenda. This resolution has been requested by Torches Across America, a group that has a motorcycle ride across America honoring these responders.

Chief Bacon advised that he will have a request on the Monday agenda to give permission to apply to the Missouri Highway Safety Program for various grants.

Parks Director Hasner gave a brief overview of the recent Purity, Passion and Pearls event at the Community Center advising the members of the demands made of the Department and the loss of time for citizens to use the Center. He also brought up the problem of persons using the center for these type of events and there being no requirement of proof of insurance from these users. He will work more on this and bring up at a later date.

Bingle advised that there will be an annexation petition from Tim Wilson, and a preliminary plat from Doug Dixon on the Monday agenda.

Public Works Director Colvin advised the members about the response to the issues brought up by Mr. Fridley at the last meeting regarding street issues.

Bingle briefed the members about the Tri-State Resources Coalition letter and the City Hall complex work schedule contained in the Agenda Packet.

The Mayor brought up a proposal for payoff of sick leave for retirees which will be discussed at a later date.

There being no further business, the meeting was adjourned at 12:45 PM.

Mayor

City Clerk

REGULAR MEETING

APRIL 9, 2007, 7:00 PM

The regular monthly meeting of the Nixa Board of Aldermen was called to order by Mayor Marrs. Attending were Aldermen Tracy Haist, Steve Tallaksen, Charles McCorkle and Steve Faseler. Alderman Brian Hayes was absent. Alderman Mark Loge came into the meeting at 7:15.

MINUTES

The minutes of the meetings of March 7 and 12 were approved as presented by unanimous consent.

FINANCIAL REPORT

The financial reports were presented by Donna Swatzell, Accounting Clerk in training for Finance Director. The reports were approved as presented by unanimous consent.

OATH OF OFFICE FOR NEWLY ELECTED OFFICIALS

The City Clerk gave the Oath of Office to newly elected officials, Roger Meadows, Alderman Ward I, Tracy Haist, Alderman Ward II, and Charles McCorkle, Alderman Ward III.

McCorkle made a motion to amend the agenda by moving Bill #2007-42 to the discussion portion of the agenda. Tallaksen seconded with all voting aye.

VISITOR

Visitors were given an opportunity to address the Board.

Todd Ingersol, 870 Brook Forest, representing the 14 Park Place Homeowners Association and seven property owners around 848 Scenic View, spoke of problems with 4 dogs owned by the residents of 848 Scenic View. He said that they are a major nuisance because of their barking. Multiple complaints have been filed and they have received multiple citations but nothing has helped the problem. He suggested maybe higher fines would help.

Patrick Wilson (no address given) commended the Board for passing the smoking ban ordinance and he felt they should consider amending. He encouraged the smoking rooms be designated as suicide/homicide rooms.

Sharon Whitehill Gray, 722 S. Gregg Road, advised the Sky High 4th of July plans are in process and they are working on getting sponsor funding as one large contributor has dropped out this year.

PUBLIC HEARINGS

A public hearing was opened on the annexation petition from Tim Wilson for .86A at Eastwood and Highway 14. No public comments were made and the public hearing was closed.

ORDINANCES

Bill #2007-41 amending Bill #1228 for Purchasing and Procurement was presented for first reading. The proposed changes were presented by Clerk Patrick. Faseler made a motion to approve Bill #2007-41 on first reading and pass to second with Tallaksen seconding and all voting aye. Bill #2007-41 was presented for final reading. McCorkle made a motion to amend Bill #2007-41 on final reading and pass into law with Tallaksen seconding and Haist, Faseler, Tallaksen, McCorkle, Meadows and Lone all voting aye on roll call vote.

RESOLUTIONS

Resolution #2007-41 the compliance of annexation for Mike Wilson for .86A at Eastwood and Highway 14 was presented. Planner Cossey explained the resolution. Tallaksen made a motion to approve Resolution #2007-41 with McCorkle seconding and all voting aye.

Resolution #2007-42 approving the preliminary plat for Windham Manor was presented. Cossey explained the proposal. Haist made a motion to approve Resolution #2007-42 with McCorkle seconding and all voting aye.

Resolution #2007-43 authorizing street closure for Sucker Day activities was presented. Bingle explained the proposal. Haist made a motion to approve Resolution #2007-43 with Faseler seconding and all voting aye.

Resolution #2007-44 establishing September 11 each year to recognize all First Call Responders was presented. Clerk Patrick explained the request. Faseler made a motion to approve Resolution #2007-44 with McCorkle seconding and all voting aye.

Resolution #2007-45 authorizing amendments to the open meetings and records policy was presented. Clerk Patrick explained the reasons for the amendments. Haist made a motion to approve Resolution #2007-45 with

Tallaksen seconding and all voting aye.

DISCUSSION ITEMS

Members discussed the supplemental funding request from the E911 Board to cover ½ of the deficit that will be happening in 2007. Bingle explained the request stating that the proposed amount is \$22,000. Faseler made a motion to fund one half of the shortage up to \$22,000. Tallaksen seconded with all voting aye. Bingle explained some options to look at for funding in 2008. This will be discussed at a later date.

PW Director Colvin explained Nixa's portion of the overall 2008 T.I.P. He also advised that MoDot is working on plans to make corrections to the Nicholas/14 and Gregg/14 intersections and that they will be synchronizing the lights on 160.

The amendment to the Electric Fuel Cost Adjustment was explained by Bingle. The amount increases from .0111 to .0125 due to the amendment made by Springfield City Utilities on our power cost as of April 1. An adjustment is made each year in April and October. McCorkle made the motion to approve this adjustment with Haist seconding and all voting.

The formal policy for purchasing of Certificates of Deposit was presented by Clerk Patrick. McCorkle made the motion to approve the policy with Loge seconding and all voting aye.

Bingle explained a request for the Board to approve a program with the MoDOT Highway Safety Program to enable the Police Department to apply for grant funding. Haist made a motion to approve this program with Faseler seconding and all voting aye.

Members were advised that two members need to be appointed to the Board of Adjustment. Bingle explained that he will contact Ann Sharp and Chris Cauble to see if they will be willing to serve. Appointments will take place at the May meeting.

Park Director Hasner requested approval of renewal of the SafeBase Program to 2009. Faseler made the motion to approve this renewal with McCorkle seconding and all voting aye.

The election of the President of the Board of Aldermen was discussed. Tallaksen made a motion to elect Tracy Haist to this position with McCorkle seconding and all voting aye.

McCorkle presented the proposed amendments to the smoking ordinance. He said that he feels that the local businesses in town need to be supported and that the City should not take away anyone's livelihood. Haist expressed concerns about enforcements and that she would only support if a separate room with an outside entry was required. She also questioned about no one younger than 18 years old could be in the smoking room as this would put keep a lot of young people from working as waiters. Loge said he is opposed to any changes, will not support any changes, and feels the whole ordinance is convoluted. Tallaksen said he wants rights for non-smokers. Faseler said that the people have spoken—leave as is. Meadows said that he would support the change. The Mayor said that all should play by the same rules.

Hasner advised the members of the death of Recreation Specialist Dale Roberts, 32 years old.

EXECUTIVE SESSION

At 8:30 Haist made a motion to go into executive session pursuant to RSMo 610.021 to discuss litigation with the City Attorney.

Members returned to regular session at 9:33 PM.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:35 PM.

Mayor

City Clerk

SPECIAL MEETING

APRIL 24, 2007, 7:00 PM

A special meeting was called to order by Mayor Marrs. Attending were Aldermen Mark Loge, Steve Tallaksen, Steve Faseler and Tracy Haist. The purpose of the meeting was for a executive session to consult with the City Attorney.

At 7:05 Loge made a motion to go into executive session pursuant to 610.025 to consult with the City Attorney. Tallaksen seconded with Tallaksen, Loge, Haist and Faseler all voting aye on a roll call vote.

Members returned from executive session at 8:05.

The Mayor reminded the members if any litigation questions come up, refer them to the City Attorney.

The Mayor suggested that a press release be done stating that the City is changing electrical engineers.

The Mayor said that he has received a request from Charlie O'Reilly to remove some stumps that were supposed to be removed during the construction of the JRPS electric line. Staff advised that this will be checked in to and done if that was included in the work the City was to perform. He also questioned about co-location of lines with Ozark Electric but Bingle advised that there is not enough funds available for the City to do this.

Bingle advised that a problem has come up with MoDOT regarding the signalization of Truman and 14 because one step was missed in the approval process. He advised that he is working on a way to get in compliance and a work to work the funding out.

The Mayor said he has been contacted Jim McCauley about the Park Department installing disc golf equipment on his property. Bingle and Hasner feel it is the City land but will do more checking.

Bingle advised that the remediation of the sinkhole is finished and the fence has been taken down.

There being no further business the meeting was adjourned at 8:05 PM.

Mayor

City Clerk

AGENDA WORK SESSION

MAY 9, 2007 11:45 AM

The monthly agenda work session of the Board of Aldermen was called to order by Mayor Marrs. Attending were Aldermen Charles McCorkle, Roger Meadows, Steve Faseler, and Tracy Haist. Aldermen Mark Loge and Steve Tallaksen were absent.

Mayor Marrs presented a 30 year employment pin to City Clerk Coralee Patrick.

Park Director Kelly Hasner gave a report on the summer youth recreation capacity. Administrator Brian Bingle requested that Hasner begin looking for places to place additional ball fields. The Mayor expressed his desire to continue to allow access to the parks programs from persons living outside the City Limits. Hasner then gave a update to the 2006 Parks Master Plan to let the Board know what has been accomplished so far on the plan.

Representatives from Allied Waste explained a proposal to reroute their trash pickup routes and add two routes. Members suggested that a note be put on the utility bills about the change.

Alderman McCorkle presented changes he is proposing to the smoking ordinance. All agreed to put it on the agenda for Monday night for discussion and action.

The tax referendum for E911 consolidation in Christian County was discussed. Bingle explained the ballot

issue and questioned as to where city law enforcement would stand regarding dispatch. He also questioned the wording on the ballot. It was stated that it is a concern that there will be loss of voter trust by the way it is being proposed. The Mayor suggested that issues be discussed in detail when the City is asked to support the issue. Bingle will be getting with the Christian County Commission to discuss their plans regarding the ballot issue and the consolidation.

Bingle stated that he is visiting with the Missouri Municipal League concerning the Clean Water Act requiring stormwater inspection. He feels that the City must continue working with the Department of Natural Resources and pursue compliance by March 2008.

Bingle gave the members a report on the progress of the 2007 Strategic Plan. He provided the lists of objectives compiled from the list of the Board and Management Staff, the Employees, and the Citizen Committee. He asked them to review the report which indicates the duplicates and if they see anything that they feel needs to remain as a stand alone item, please advised him so prioritization can begin.

The amounts of fines set for dog violations was discussed. This will be discussed on the agenda for Monday night.

Members were advised that the Annual Audit Report will be presented on Monday night by auditor, Marshall Decker.

Planner Travis Cossey explained a proposed annexation by Goodwin/Matthews for property on North Main and Highway CC. He explained that they are currently on RDE water service and they want sewer service from the City. Staff is to continue to work with Goodwin/Matthews to come up with a proposal to present to the Board before the annexation is considered. All agreed that they wish this property to be in the City.

Missouri Gas Energy is requesting an agreement be signed by the City for the moving of a gas line near High Pointe School on Cheyenne Road. The line has already been moved and the cost is \$6,900.00. The City will be responsible for paying this amount and reimbursement will come from the School District. McCorkle made a motion to approve the signing of this agreement with Meadows seconding and all voting aye. Members from the Christian County Animal Shelter committee will be at the meeting on Monday night to request the Board members to allow them to put a shelter on the property at the treatment plant that is up front of the plant where the old rent house used to be.

The Mayor said that a special meeting will be held in the future regarding a plan for the expected Influenza Pandemic.

Member were advised that an executive session will be held on Monday evening for an evaluation on Chief James Bacon.

The City entryway sign on N. Massey was discussed. All agreed that staff should move forward on the lease for the property to locate the sign.

The Mayor suggested that an open forum will be held on signs in the City. The Chamber of Commerce is initiating this meeting for the Aldermen to listen to gripes and propose a new sign ordinance.

The Mayor requested that a news release be done on the termination of Ledbetter, Corner and Associates as the city's electrical engineers. All agreed.

There being no further business, the meeting was adjourned at 1:40 PM.

Mayor

City Clerk

REGULAR MEETING

MAY 14, 2007 7:00 PM

The regular monthly meeting of the Nixa Board of Aldermen was called to order by Mayor Marrs. Attending were Aldermen Mark Loge, Steve Tallaksen, Steve Faseler, Tracy Haist, Charles McCorkle, and Roger Meadows.

The Pledge of Allegiance was given.

MINUTES

The minutes of the meetings of April 4, 9, and 24 were approved as presented by unanimous consent.

FINANCIAL REPORT

The financial reports were presented with Donna Swatzell giving brief comments. The reports were approved as presented by unanimous consent.

VISITORS

Mary Sponski, 1521 W. Wild Oaks Drive, Nixa, representing the Christian County Animal Shelter gave a brief

history of their attempts to locate an animal shelter in Christian County and their failures finding an approved site. They are requesting to lease city property near the wastewater treatment plant where the old rent house was located. This will be added as a discussion item later in the agenda.

Max Christman, 500 S. Harrison, asked about the status of the development south of him. Planner Travis Cossey stated that Walnut Creek Manor is under construction and will have access to the subdivision on Harrison Street and Main Street. Cossey stated that the developers will be required to make improvements to Harrison Street as it connects to S. Harrison at Christman's property.

Mike McDermott, 713 E. Gold Fever Court, spoke of problems with the building of his home and with the builder. He said that several items were missed on inspection but were shown on the inspection log as checked. This included brick ledge, drain tile, and landscaping along with various other items. He said that is going to be out several thousands of dollars with \$10,000 for sod alone. The Mayor requested a white paper from staff regarding his comments and complaints.

PUBLIC HEARINGS

A public hearing for a special use permit at 808 Striper for a home based day care was opened for comments. Angel Tanksley, petitioner, spoke to the Board regarding her plans for the business. No public comments were made and the hearing was closed.

A public hearing was opened for the annexation petition of Goodwin/Matthews on Main and Highway CC. Clayton Hines, Shaffer & Hines, representing the petitioners gave a brief description of the proposed annexation and said that they are working on the issues of water, wastewater, and electric for this property. No public comments were made and the hearing was closed.

A public hearing was opened for the annexation of Green Valley, LLC for 189.848 acres of land at Rosedale and Highway 160. The name of the subdivision will be Sundance. Clayton Hines, Shaffer & Hines representing the owners gave a brief description of the proposed annexation. No public comments were made and the hearing was closed.

RESOLUTIONS

Resolution #2007-51 approving a special use permit for 808 Striper Drive was presented. Planner Cossey explained the request. The person at this address has already been doing home care but she has increased the number of children which required a state license and a special use permit. McCorkle made a motion to approve Resolution #2007-51 with Tallaksen seconding and all voting aye.

Resolution #2007-52 approving the compliance for annexation of the property of Goodwin/Matthews at Highway CC and Main Street was presented. Planner Cossey explained the proposal. Tallaksen made the motion to approve Resolution #2007-52 with Haist seconding and all voting aye.

Resolution #2007-53 approving the compliance for annexation of 189.848 acres of land at Rosedale and S. Highway 160 owned by Green Valley, LLC was presented. Planner Cossey explained the proposal. McCorkle made the motion to approve Resolution #2007-53 with Faseler seconding and all voting aye.

ORDINANCES

Bill #2007-51 making amendments to the smoking ordinance was presented for first reading. McCorkle explained the changes that he is proposing to the ordinances. He said that the City needs to keep good businesses in Nixa and that government should not take over personal lives. Tallaksen said he feels the businesses need to be able to decide for themselves whether they want smoking in a controlled area or no smoking at all. McCorkle then made the motion to approve Bill #2007-51 on first reading and pass to second

with Tallaksen seconding and McCorkle, Tallaksen, and Meadows voting aye and Loge, Haist, and Faseler voting nay. Mayor Marrs voted nay to break the tie vote. Passage of Bill #2007-51 failed.

Bill #2007-52 amending Chapter 4, Section 4-07, Fine for Harboring Offensive Animals was presented for first reading. This was proposed by McCorkle and he explained his reason for this amendment. After discussion McCorkle made the motion to approve Bill #2007-52 on first reading and pass to final with Haist seconding and all voting aye. Bill #2007-52 was presented for final reading. McCorkle made the motion to approve Bill #2007-52 on final reading and pass into law with Loge seconding and Tallaksen, Faseler, Haist, McCorkle, Meadows and Loge all voting aye on roll call vote.

DISCUSSION ITEMS

Members discussed the proposal from Allied Waste to reroute their pickup in the City and to add 2 additional routes. Faseler made the motion to approve the proposal with Loge seconding and all voting aye.

Bingle presented the listing of objectives for the 2007 Strategic Plan. All members agreed for the staff to proceed with the compilation of the three lists and set up a special meeting for prioritizing by the Board and Management Staff.

The Mayor said that several lawns in the City are getting out of control as they are not being mowed especially on. The City Attorney is going to look into the process for abatement and propose an amendment to the current ordinances to collect fines and restitution.

The Christian County Animal Shelter proposal was explained by Bingle. Haist questioned the liability of the City and if a lease was proposed, would there be ways to terminate the lease. Staff is to bring back a proposed package to the Board.

MAYOR AND ALDERMEN REPORTS

Haist asked that the building reinspection fees be reintroduced to the Board. These were originally presented in November of 2006 but never acted on.

Marrs advised that the City entryway sign is being worked on and that the City Attorney is working on a lease.

Marrs also advised that Norman Scrivener, Jr., has proposed to donate his property to the City. This is the lot on S. Delaware that contains the sinkhole. All agreed to move forward on this proposal.

EXECUTIVE SESSION

At 8:40 PM Loge made a motion to go into execution session pursuant to RSMo 610.025 to discuss a personnel matter. Haist seconded with Loge, Tallaksen, Faseler, Haist, McCorkle and Meadows all voting aye on roll call vote.

Members returned to regular session at 9:05 PM.

Tallaksen brought up issues about the Municipal Complex expansion project.

The Mayor said that the City needs to make a change in the person in charge of emergency management for the City. Currently Jimmy Sebree of the Fire Department is doing this and the Mayor feels that it should be Police Chief James Bacon. This will be done at a future meeting.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:10 PM.

Mayor

City Clerk

AGENDA WORK SESSION

JUNE 6, 2007, 11:45 AM

The agenda work session of the Nixa Board of Aldermen was called to order by Mayor Marrs. Attending were Aldermen Charles McCorkle, Steve Tallaksen, Steve Faseler, Roger Meadows, and Tracy Haist. Alderman Mark Loge was absent.

Mayor Marrs presented a 10 year employment award to Gale Maples.

Ron Duncan, SafeBASE Director, presented a video that was made by a group of SafeBASE children from Century Elementary School for the Aldermen to view some of the activities that are being done during the after school program sponsored through the Park Department.

Kelly Hasner, Park Director, advised the members that the Skate Park Committee has prepared a news release that they would like for the Board to approve. They will confirm on Monday night if they are going to proceed with the fundraiser on August 3 or 4 with Big Smith providing a concert. They will have a preliminary design very soon so that it can be unveiled.

Hasner requested that the Board authorize naming the disc golf course in memory of Dale Roberts, the employee who had the idea, got the course constructed, and the program started. All members agreed to this proposal.

Hasner brought the members up to date on the progress of getting Main Street School qualified for an emergency shelter. He is applying to the Nixa Community Foundation for \$25,000.00 for the purchase of a generator. The school has agreed to change the previous bathrooms at the gymnasium from office space back to bathrooms. Work is being done with the Red Cross to confirm this as a viable site.

Bingle spoke with the Board regarding re-inspection fees. Members discussed the matter and the amount of fees that should be charged. The Mayor said that these fees should only apply to true reinspections and also that the number of reinspections items mentioned in the memo are too broad and need to be narrowed down. McCorkle and Haist felt that the proposed fees are not enough to get the attention of the builders. Members discussed if this is a fee or a penalty. Faselers suggested that all failed inspections should appear in the newspaper. Bingle was asked to get information out to builders and put on the agenda in July.

Brian Bingle, City Administrator, advised that there is report in the packet concerning the complaints made by Mike McDermott at the last Board meeting concerning the construction of his home and items he felt the City had not addressed in inspections. He asked the members to let him know if they have any questions after reading the report.

Bingle advised that there will be suggestions concerning the weed and grass problems introduced at the Monday meeting.

Doug Colvin, Public Works Director, advised the members that an Enhancement Grant has been submitted to receive OTO money for school zone flashers for five school sites in town. A request has been made for \$62,500.00 of the total cost of \$80,000.00. The City will supply labor and engineering with the school submitting some of the funding in cash. He will not know until October if the grant is awarded.

Bingle advised that they are still working on the agreement for the entryway sign to be located on North Highway 160. Hopefully it will be ready for Monday night.

Bingle also called to the attention of the Board the Strategic Plan papers included in the packet and asked them to review.

There being no further business, the meeting was adjourned at 1:20 PM

Mayor

City Clerk

REGULAR MEETING

JUNE 11, 2007, 7:00 PM

Mayor Marrs called the regular monthly meeting of the Nixa Board of Aldermen to order. Attending were Aldermen Marl Loge, Steve Tallaksen, Tracy Haist, Charles McCorkle and Roger Meadows. Alderman Steve Faseler was absent.

MINUTES

The minutes of the meetings of May 9 and 14 were approved as presented by unanimous consent.

FINANCIAL REPORT

The financial reports were approved as presented by unanimous consent after a brief report was given by Donna Swatzell, Accounting Clerk.

VISITORS

Visitors were given an opportunity to address the Board.

David Liss, 102 Willow Lane, representing the Optimist Club, made a presentation to the Board on a youth triathlon being proposed for July 28. He requested that one lane of traffic be diverted to the middle lane on North and Main Streets. Chief Bacon addressed his concerns regarding this being in an area of heavy traffic on a Saturday morning and the amount of personnel and cones it would take to control the traffic during the event. The Mayor advised that if all of the problems could not be worked out by the next Friday, that the event should be rescheduled to August to provide time for all things to be in place to ensure the safety of the participants and

to make citizens and residents in the area mindful of the event taking place.

Max Chrismon, 520 S. Harrison, expressed concern about the damage being done to S. Harrison Street by the trucks using it during the construction of Walnut Creek subdivision.

Ron Middleton, 201 N. Main, advised the members of a problem with speed on Tracker and Ole Castle in the area of the pool for Villages at Wicklow. He asked that City staff look at crosswalks. Staff will report back at the next meeting.

ORDINANCES

Bill #2007-61 annexing 189.848 acres of land owned by Green Valley LLC was the first item of business. Planner Travis Cossey said that the owners have asked that this be postponed to a later date. All members agreed.

Bill #2007-62 annexing .89 acres of land owned by Mike Wilson at the corner of Eastwood Dr. and Highway 14 was presented for first reading. Planner Cossey explained the proposed annexation. Tallaksen made the motion to approve Bill #2007-62 on first reading and pass to second with Haist seconding and all voting aye. Bill #2007-62 was presented for final reading Tallaksen made a motion to approve Bill #2007-62 on final reading and pass into law with McCorkle seconding and Loge, Tallaksen, Haist, McCorkle, and Meadows all voting aye on roll call vote.

DISCUSSION ITEMS

Members briefly discussed the Skate Park news release. The Mayor questioned if they were going to be able to have the needed funding by 2008 as it states in the news release. McCorkle questioned if they are going to show the drawings in phases. The representative from the committee said that the drawings are being done at no cost by an architect and that they would probably not be able to go back and ask for phase drawings.

Funding for the traffic light at Truman and Mt. Vernon was the next topic of business. Mayor Marrs left the meeting due to a conflict of interest. Board President Haist presided. Bingle advised that the City did not get the \$150,000.00 STP funding that was proposed for use on this project due to some technical problems in the procedures and MoDOT will not approve the funding. Members were reminded that we are under contract with Hartman Construction for this project and it is to begin soon. McCorkle made the motion to fund the \$150,000.00 from the Street Fund with Meadows seconding and all voting aye. The Budget will be amended to delete the income of \$150,000 from STP funds.

Mayor Marrs returned to the meeting.

Bingle reminded the member of the joint meeting with the School District on June 12 at 6:30 PM at the Main Street School.

Bingle handed out a proposal for reinspections fees for the Board to review and consider at a later date.

The Mayor questioned if an ordinance is necessary to accept the donation of the Norman Scrivener, Jr. property where the recent sinkhole is.

Bingle updated the members on the construction of the Municipal Complex additions.

MAYOR AND ALDERMEN REPORT

Tallaksen said he has a pet peeve of City vehicles being parked on the parking lot when the Board meeting is going on.

McCorkle questioned if the weed problems will be addressed on the July agenda.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:05 PM

Mayor

City Clerk

REGULAR METING

JULY 9, 2007, 7:00 PM

Mayor Marrs called the regular monthly Meeting of the Nixa Board of Aldermen to order. Attending were Aldermen Steve Faseler, Tracy Haist, Charles McCorkle and Roger Meadows. Aldermen Mark Loge and Steve Tallaksen were absent.

MINUTES

The minutes of the meetings of June 6 and 11 were approved as presented by unanimous consent.

FINANCIAL REPORT

The Financial reports were approved as presented by unanimous consent after a brief report was given by Donna Swatzell, Accounting Clerk.

VISITORS

Visitors were given an opportunity to address the Board.

Sharon Whitehill-Gray, 722 S. Gregg Road, representing the Chamber of Commerce advised the Board that the Economic Development Committee wants to help the City get more technology available to the citizens. They have contacted AT&T and Sudden Link to see what they have to offer.

Brad Hoffman, 131 White Oak Lane, Branson, MO., owner of Sundance Subdivision gave a brief description of the layout of the lots and the natural drainage in the Sundance Subdivision.

Clayton Hines, Shaffer & Hines, discussed the improvement on Hwy 160 at the subdivision entrance and using PUD to make large lots in Sundance.

ORDINANCES

Bill #2007-71 allowing for the vacation of City utility easement on lots 19 & 20 in the Hedgpeth Estates was presented for first reading. Planner Cossey explained they wanted to combine both lots to make one and the City has no utilities on this easement. McCorkle made a motion to approve Bill #2007-71 on first reading and pass to second with Haist seconding and all voting aye. Bill #2007-71 was presented for final reading. Faseler made a motion to approve Bill #2007-71 on final reading and pass into law with McCorkle seconding and Faseler, Haist, McCorkle and Meadows all voting aye on roll call vote.

Bill #2007-72 annexing 189.84 acres owned by Brad Boone located south of Rosedale Road and west of Highway 160 was presented for first reading. Planner Cossey explained the PUD mixed use development and that the lakes are in a flood plain. Meadows made a motion to approve Bill #2007-72 on first reading and pass to second with Haist seconding and all voting aye. Bill #2007-72 was presented for final reading. Faseler made a motion to approve Bill #2007-72 on final reading and pass into law with McCorkle seconding and Faseler, Haist, McCorkle, Meadows all voting aye on roll call vote.

Bill #2007-73 amending Chapter 13 of the Ordinances, regarding removal and abatement was presented by Attorney Sweeney. Haist made a motion to approve Bill #2007-73 on first reading and pass to second with Meadows seconding and all voting aye. Bill #2007-73 was presented for final reading. McCorkle made a motion to approve Bill #2007-73 on final reading and pass into law with Meadows seconding and Faseler, Haist, McCorkle, Meadows all voting aye on roll call vote.

Bill #2007-74 authorizing the Building Inspection Department to charge for reinspections was presented for first reading. Building Inspector Freeman explained why the City needs to adopt this, in respect to keeping the building standards up to code. Haist made a motion to approve Bill #2007-74 on first reading and pass to second with McCorkle seconding and all voting aye. Bill #2007-74 was presented for final reading. Haist made a motion to approve Bill #2007-74 on final reading and pass into law with Meadows seconding and Haist, McCorkle, Meadows, and Faseler all voting aye on roll call vote.

RESOLUTIONS

Resolution #2007-71 approving the water line reimbursement policy was presented. Planner Cossey explained that the policy is being used and has been for some time, but the City needs to get it formally adopted into policy. McCorkle made a motion to approve Resolution #2007-71 with Haist seconding and all voting aye.

Resolution #2007-72 to close portions of streets for a youth triathlon was presented. Chief Bacon explained what the City has to do to go ahead with the triathlon. Meadows made a motion to approve Resolution #2007-72 with Haist seconding and all voting aye.

Resolution #2007-73 approving the preliminary plat on Sundance Subdivision was presented. Planner Cossey said there would be ½ - 1 acre lots and two stoplights at the subdivision. This was approved by P&Z and Staff. Faseler made a motion to approve Resolution #2007-73 with McCorkle seconding and all voting aye.

DISCUSSION ITEMS

The Mayor informed the Board that the Convoy of Hope would like the City to have an event to promote them. The Board discussed this and decided to talk about it at the August meeting.

The Mayor and Board discussed the sign problems and decided to have a public hearing and let the business owners tell the City why the sign ordinance is not working for their businesses.

The Mayor asks the Aldermen if it would be possible or if we needed to change the Wednesday Work Sessions. The Aldermen could not come up with a better time for the meeting and they didn't think during the day would work. Will discuss more at next meeting.

Sharon Whitehill-Gray addressed the Board about the Economic Development Strategic Planning Exercise. She stated that the County would like a vision and mission statement and there would be 5 topics discussed by several speakers. She invited the Aldermen to come and participate on July 26 and 27 at Empire Bank.

The Shelenhamer construction schedule extension was given to the Board. Shelenhamer wanted until September 7, 2007 to finish the Police Department and the new addition to City Hall and renovation to the City Hall finished by Oct 31, 2007. The Aldermen discussed this and refused to sign the letter for the extension.

The Mayor let the Aldermen know that Mr. Scrivener wants to transfer the ownership of his property to the City, but the Board would like to discuss this at the August meeting with the full board.

MAYOR AND ALDERMEN REPORT

The Mayor said he received a lot of good comments on the 4th of July fireworks display.

EXECUTIVE SESSION

At 8:40 PM Faseler made a motion to go into executive session pursuant to RSMo 610.025 to discuss litigation and Attorney consultation. Meadows seconded with Faseler, Haist, McCorkle, and Meadows all voting aye on roll call vote.

Members returned to regular session at 9:10 PM.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:10 PM.

Mayor

City Clerk

AGENDA WORK SESSION

AUGUST 8, 2007, 11:45 AM

The agenda work session of the Nixa Board of Aldermen was called to order by Mayor Doug Marrs. Attending were Aldermen Tracy Haist, Charles McCorkle, Steve Faseler, Roger Meadows, Steve Tallaksen, Mark Loge.

Mayor Marrs presented a 10 year award to Brian Bingle.

Doug Colvin spoke on the electric peaks, we have been using 41 MW Monday and Tuesday this week and our limit is 45 MW. The City will give a press release to the citizens to conserve the electric because of the high temperatures. Doug Colvin will be contacting the businesses and schools to ask them to try to cut back on their electric use. The fire department will help us by cooling the transformer down by spraying water on them in the evenings.

Bingle explained the delays and why the city needed to extend the contract with Hartman & Company. Tracy Haist made a motion to extend the contract with Hartman and Company with Charles McCorkle seconding and Faseler, Meadows, Tallaksen, Loge, Haist and McCorkle all voting aye.

Bingle explained that an extension was need with Shelenhamer on the City Hall expansion because of several problems they have had. Bingle believes the City Hall will be ready Sept 7, 2007. McCorkle doesn't want Shelenhamer to drag their feet if we give them an extension. McCorkle made the motion to extend the contract with Faseler seconding and Haist, Meadows, Tallaksen, Loge, McCorkle, and Faseler all voting aye.

Doug Colvin explained the Cherry street water line needs to be extended and looped to help the water circulate so the water won't be stale and have an odor. Colvin said there is several other lines like this one that need to be looped also. The water department is going to do l area a year and put it in there budget.

Chief Bacon has the traffic and radar count on Old Castle Road, this will be discussed and decided if it needs to be changed. Chief Bacon said that 15 MPH in The Springs Subdivision set up while it was under construction, and it needs to be updated to coincide with the rest of the city. Cheyenne Road speed limit signs are up and the traffic and radar counts will be finished today. Chief Bacon ask the school to check the signs for the correct school times.

Planner Cossey explained the contract with Village at Wicklow, Copperleaf and Bluebird. The old lift station will be decommissioned and Wicklow Subdivision will hook up to the new lift station.

Bingle informed the Board of the progress of the Strategic Plan and he would like the board to look over the list of Objectives to be worked on. The next work session will be August 23 at the Park Community Center at 1:30 PM.

Bingle reminded the Board of the forum with the Chamber and businesses on the Sign Ordinance August 9, 2007 at the Park Community Center.

Doug Marrs excused himself from the meeting because of conflict of interest on the Main Street and Tracker Road intersection improvements. Tracy Haist took over the meeting. Clayton with Shaffer and Hines showed the Board the Main Street improvements and the Main Street and Tracker intersection. This project will cost \$2 million dollars as of January 2007. The Main Street improvements start at Sherman Way north through the Tracker and Main Street intersection with sidewalks and bike paths. Tracker will be improved on both sides of the intersection. Tallaksen ask if we could just do the intersection and improve the Main street area later. Hines said he would check on the prices and check with the OTO on what can be done.

Mayor requested a report from Municipal Court on the check and balances that are in force. Mayor would like the City to have an open house in November when the Police Station and City Hall is completed.

Tallaksen said he has had complaints that Elm Street is dark and they want more street lights.

Chief Bacon reported that the National Night Out was a big success. They estimated there were approximately 600 people that attended. Tallaksen said the businesses stepped up and gave a lot to the citizens.

Judy Long
Deputy City Clerk

REGULAR MEETING

AUGUST 13, 2007, 7:00 PM

The regular monthly meeting of the Nixa Board of Alderman was called to order by Mayor Marrs. Attending were Aldermen Mark Loge, Steve Tallaksen, Steve Faseler, Traci Haist, Charles McCorkle, and Roger Meadows.

The Pledge of Allegiance was given.

MINUTES

The minutes of July 9 were approved as presented by unanimous consent.

VISITORS

Visitors were given an opportunity to address the Board.

S.J. Marino, 2507 Walkon Dr Ozark, is asking for a special use permit for the property located at 211 S Main Street for a site for appliances to be dropped off. The items would consist of anything metal. This would help the City, because it would be item the City can't except at the recycling center.

Heather Jenkins, 111 S. Main, attended the Public Forum on the sign ordinances. She brought the board a CD of the meeting and ask the Aldermen to listen to it, to see what the business owners are wanting.

Jacklyn Caldwell, 703 Spruce, also ask the Aldermen to listen to the CD. She would like to see the people that leave their signs out be fined.

ORDINANCES

Bill #2007-81 authorizing the Mayor to sign a contract with Shaffer & Hines, Inc. to perform as Professional Civil Engineering Consultant was presented for first reading. Bingle explained why staff recommended Shaffer & Hines, Inc. Loge made the motion to approve Bill #2007-81 on first reading and pass to second with Tallaksen seconding and all voting aye. Bill #2007-81 was presented for final reading. Loge made a motion to approve Bill #2007-81 on final reading and pass into law with Haist seconding and Loge, Tallaksen, Faseler, Haist, McCorkle, Meadows all voting aye on roll call vote.

Bill #2007-82 authorizing the Mayor to sign a contract with Great River Engineering to perform as Professional Stormwater Engineering Consultant. Bingle explained why the Staff recommended Great River Engineering. Tallaksen made the motion to approve Bill #2007-82 on first reading and pass to second with McCorkle seconding and all voting aye. Bill #2007-82 was presented for final reading. Meadows made a motion to approve Bill #2007-82 on final reading and pass into law with Haist seconding and Tallaksen, Faseler, Haist, McCorkle, Meadows, and Loge all voting aye on roll call vote.

Bill #2007-83 authorizing the Mayor to sign a contract with CC Land Partners, LLC and P.G.H. Investments, LLC. concerning Lift Station Reimbursement. Haist made the motion to approve Bill #2007-83 on first reading and pass to second with Loge seconding and all voting aye. Bill #2007-83 was presented for final reading. McCorkle made a motion to approve Bill #2007-83 on final reading and pass into law with Tallaksen seconding and Faseler, Haist, McCorkle, Meadows, Loge, and Tallaksen all voting aye on roll call vote.

Bill #2007-84 authorizing the Mayor to sign a contract with Shaffer & Hines, Inc. and GB&T LLC. Concerning Lift Station Reimbursement. Loge made the motion to approve Bill #2007-84 on first reading and pass to second with Tallaksen seconding and all voting aye. Bill #2007-84 was presented for final reading. Tallaksen made a motion to approve Bill #2007-84 on final reading and pass into law with Haist seconding and McCorkle, Meadows, Loge, Tallaksen, Faseler, and Haist all voting aye on roll call vote.

DISCUSSION ITEMS

Bingle explained that the 911 needs money to continue with the services and he has Chief Bacon checking into a Law Enforcement Sales Tax. Chief Bacon is discussing having a County wide tax and earmarking the money on what it can be used for. He is working on this with the Sheriffs Department in Christian County and the City of Ozark. Chief Bacon will bring back a plan they have designed to the Board for approval.

Brian Hayes spoke on behalf of Stinerock Developers. Hayes discussed the agreement with the City to trade land, fencing and access for the new northeast water tower and well, for 1/3 contribution for road improves. McCorkle made the motion to go ahead and proceed with this agreement. Tallaksen seconded with all voting aye.

Staff has proposed buying uniforms for the employees instead of renting them. The Aldermen discussed the pro and cons of this plan and then decided to go ahead and try it. There needs to be a budget amendment for the initial cost. Haist made a motion to amend the budgets of various departments or \$10,000.00. Loge seconded with all voting aye.

Tallaksen brought to the attention of the Aldermen that 402 Elm Street wants more street lights for safety in the neighborhood. Doug Colvin investigated the street lighting and reported that the trees are blocking out the lighting. Colvin said if we add a street light then the other street lights will have to be moved. No action was taken.

Faseler made a motion to amend the agenda to discuss the Scrivener property. Tallaksen seconded with all voting aye. Sweeney City Attorney reported that Don Bush, Scrivener's attorney has contacted him and Scrivener wants to transfer the property at 327 N. Delaware to the City. After further discussion Faseler made the motion to accept the property of Scriveners with a mutual release of parties involved and a warranty deed. Tallaksen seconded with Haist, Loge, Faseler, Tallaksen, Meadows all voting aye. McCorkle vote nay because of future liability.

There will be a special meeting on the 2007 property tax August 28, 2007 at 7:30AM at City Hall.

Bingle reported that he gave the Aldermen a CD for them to listen to on the Public Forum about the sign ordinance. This topic will be on August 8 work session to be discussed.

Doug Colvin recommended that we use our STP funds to complete design of 5 or 6 projects before we lose the fund, the deadline is 2009. Colvin will bring recommendations to the August meeting to be approved by the Aldermen.

McCorkle made a motion to amend the agenda to discuss the Northwest Lift Station. Tallaksen seconded with all voting aye. Brian presented to the Aldermen that the wet well precast has suffered some cracking in the lower wall sections. Scurlock Industries can make a concrete liner to remedy the problem. Faseler made the motion to repair the wet well as Scurlock recommended. Tallaksen seconded with all voting aye.

EXECUTIVE SESSION

At 8:30 Loge made a motion to go into executive session pursuant to RSMo 610.025 to discuss personnel. Haist seconded with McCorkle, Tallaksen, Faseler, Meadows, Loge, and Haist all voting aye on roll call vote.

Members returned to regular session at 9:05 PM.

ADJOURNMENT

There being no further business the meeting was adjourned at 9:10 PM

Judy Long
Deputy City Clerk

SPECIAL MEETING**AUGUST 28, 2007, 7:30 AM**

A special meeting of the Nixa Board of Aldermen was called to order by Mayor Marrs. The purpose of the meeting was for setting the 2007 Tax Levy. Attending were Charles McCorkle, Steve Tallaksen, Steve Faseler, Tracy Haist, and Roger Meadows. Alderman Mark Loge was absent.

ORDINANCE

Bill #2007-85 setting the 2007 Tax Levy was presented. Steve Tallaksen made a motion to approve Bill #2007-85 on first reading and pass to second with Faseler seconding and all voting aye. Bill #2007-85 was presented for the final reading. McCorkle made the motion to approve Bill #2007-85 on final reading and pass into law with Tallaksen seconding and McCorkle, Tallaksen, Faseler, Haist, Meadows all voting aye on roll call vote.

ADJOURNMENT

The meeting was adjourned at 7:50 AM.

Judy Long
Deputy City Clerk

AGENDA WORK SESSION

SEPTEMBER 5, 2007, 11:45 AM

The agenda work session of the Nixa Board of Aldermen was called to order by Mayor Doug Marrs. Attending were Aldermen Charles McCockle, Steve Faseler, Roger Meadows, Steve Tallaksen and Mark Loge. Tracy Haist was absent.

Mayor Marrs presented Sheryl Farthing a 10 year award.

Jody Breazeale reviewed the City's passed history of rate increases. He informed the Aldermen the last increase was a 20.9% increase because of the Fuel Cost Adjustment that was past to the City from Springfield Utilities. We peaked at 47 M.W. in August and will pay that peak the next 12 months. Jody suggested an 8.9% increase to meet the costs. Loge and Tallaksen would like the increase to be less but the City can't absorb the cost difference. The Aldermen recommended the increase start on November 15th and 30th utility bills.

Brian Bingle spoke on the pre-application request of Hwy CC access break to US 160. Members discussed the proposal and approval will be on Monday's agenda.

Doug Colvin presented the OTO design project proposal for 2008 and 2009. These projects will utilize our STP funds on 7 projects and Main Street improvements currently designed. McCorkle said to move forward with these projects. These will be brought to the Monday night Aldermen meeting for approval.

Chief Bacon presented his request of the speed limit changes on Jerico, Cheyenne Road and Old Castle Way. He will contact the school for their suggestion on Cheyenne Road for the school zone. The Aldermen discussed the options and what needs to be done.

Brian Bingle explained the change orders on the Northwest Regional Lift Station. Mr. Eoff's changes total \$233,795.00 for boring, cutting Kathryn Street, easement, new road and lowering the sewer line. Shaffer and Hines has submitted a change order for \$4,000.00. This added cost is a part of the total project cost that all property owners will bear.

Brian Bingle presented the agreement for the installation of the traffic light at Hwy 14 and Truman.

Evangel has asked for a firing range agreement to use the City's firing range. This will be presented Monday night.

Mayor Marrs is appointing a committee to look over the Sign Ordinance. This committee will be made up of Aldermen, Chamber members and citizens. They will be asking to complete this in 90 days.

Brian Bingle ask the Aldermen to look over the CIP list and be prepared to work on it Monday night.

Brian Bingle explained the Annexation Policy for Utility Extension when property is currently served with another non-city utility. He ask the Board for their advice and some suggestions.

Brian Bingle presented a resolution to protest a proposed development on the NE corner of Carnegie Road and Hwy CC. for AleshaBelle, Inc. Loge made the motion to file a petition to protest the proposed development on the NE corner of Carnegie Road and Hwy CC. for AleshaBelle, Inc. with Meadows seconding and all voting aye.

Mayor Marrs has ask Penny Power to cease throwing papers to the homes on the list he gave them. The Mayor is getting a phone number for citizens to call if they want the Penny Power stopped at their homes.

Coralee informed the Aldermen that they will be receiving the updated Policy Manual Monday night for their approval.

Adjourned at 1:45 PM

Deputy City Clerk

REGULAR SESSION

SEPTEMBER 10, 2007, 7:00 PM

The regular monthly meeting of the Nixa Board of Aldermen was called to order by Mayor Marrs. Attending were Aldermen Charles McCorkle, Steve Tallaksen, Tracy Haist, Mark Loge, and Roger Meadows. Alderman Steve Faseler came in shortly after roll call.

The Pledge of Allegiance was given.

MINUTES

The minutes of the meetings of August 8, 13, and 28 were approved as presented by unanimous consent.

FINANCIAL REPORTS

The financial reports were approved as presented by unanimous consent.

VISITORS

Visitors were given an opportunity to address the Board.

James Fridley, 615 Jerico, spoke with the members regarding various serious problems he has been experiencing as a school bus driver on N. Gregg, and N. Nicholas Roads. He said that Gregg and Nicholas need to be striped down the center and along the outside edges. There roads are narrow and have drop-offs that are quite deep in several places and if a bus goes off the road they have to stop and work to get back on or the bus very likely will turn over. He also expressed the traffic problems and the intersections of Gregg and Hwy 14 and Nicholas and Hwy 14. He encouraged the members of the Board to come and ride on a bus route to witness the seriousness of the problems.

Ronald Boyce, 403 Kendall Ct. spoke about cat problems in his neighborhood. Charles Jackson, 417 Eagle, also complained about the same cats.

Dan Mulder, 915 Welden Dr. spoke about his disappointment with the Police Department by ignoring his calls for service. He said that there are parking problems on his street.

ORDINANCES

Bill #2007-91 amending the electric rates was presented for first reading. . Members discussed the proposed rates. Tallaksen said that he was strongly opposed to the increases and felt that rather than raise rates, expenses should be cut. Loge made a motion to approve Bill #2007-91 on first reading and pass to second with Haist seconding and all voting aye except Tallaksen voting nay. Bill #2007-91 was presented for final reading. Faseler made a motion to approve Bill #2007-91 on final reading and pass into law with Haist seconding and

McCorkle, Faseler, Meadows, Loge, and Haist all voting and Tallaksen voting nay on roll call vote.

Bill #2007-92 setting rates for bulk water was presented for first reading. Clerk Coralee Patrick explained that this was being done through policy but needed to be included in the water rate structure in the ordinances. She also stated that the rate has been increased to be more in line with other water sales. Faseler made a motion to approve Bill #2007-92 on first reading and pass to second with Loge seconding and all voting aye. Bill #2007-92 was presented for final reading. Tallaksen made a motion to approve Bill #2007-92 on final reading and pass into law with Loge seconding and Tallaksen, Faseler, Meadows, Loge, Haist, and McCorkle all voting aye on roll call vote.

Bill #2007-93 authorizing the Mayor to sign an agreement with MoDOT for installation of a traffic signal at Highway 14 and Truman was presented for first reading. Mayor Marrs left the room do to a conflict of interest. Public Work Director Colvin explained that this agreement should have been signed much earlier before the project started but MoDOT just got them to the City for signature. Faseler made a motion to approve Bill #2007-93 on first reading and pass to second with Loge seconding and all voting aye. Bill #2007-93 was presented for final reading. Meadows made a motion to approve Bill #2007-93 on final reading and pass into law with Faseler seconding and Faseler, Meadows, Loge, Haist, McCorkle and Tallaksen all voting aye on roll call vote.

Bill #2007-94 authorizing the Mayor to sign an indemnification agreement with Evangel University for use of the firing range was presented for first reading. Chief Bacon explained that this is the same agreement we have with Christian County Sheriff and that they want to use our range due to the limited availability problems with the City of Springfield. McCorkle made a motion to approve Bill #2007-94 on first reading and pass to second with Haist seconding and all voting aye. Bill #2007-94 was presented for final reading. Tallaksen made a motion to approve Bill #2007-94 on final reading and pass into law with Meadows seconding and Meadows, Loge, Haist, McCorkle, Tallaksen, and Faseler all voting aye on roll call vote.

Bill #2007-95 repealing Ordinance #968 was presented for first reading. Clerk Patrick explained that this is an old ordinance and that there is a current policy on water extension outside the City Limits and the old ordinance needs to be deleted. Haist made a motion to approve Bill #2007-95 on first reading and pass to second with McCorkle seconding and all voting aye. Bill #2007-95 was presented for final reading. Tallaksen made a motion to approve Bill #2007-95 on final reading and pass into law with Loge, Haist, McCorkle, Tallaksen, Faseler, and Meadows all voting aye on roll call vote.

Bill #2007-96 amending Chapter 23, the Land Development Code regarding carry-out service was presented for first reading. Planner Travis Cossey explained the proposal.. Tallaksen made the motion to approve Bill #2007-96 on first reading and pass to second with Meadows seconding and all voting aye. Bill #2007-96 was presented for final reading. McCorkle made the motion to approve Bill #2007-96 on final reading and pass into law with Tallaksen seconding and Haist, McCorkle, Tallaksen, Faseler, Meadows, and Loge all voting aye on roll call vote.

Bill #2007-97 authorizing the Mayor to sign an agreement with Nixa Chamber of Commerce and Greg McCleave for installation of a city entryway sign on North Massey was presented for first reading. Mayor Marrs explained the agreement. McCorkle made a motion to approve Bill #2007-97 on first reading and pass to second with Tallaksen seconding and all voting aye. Bill #2007-97 was presented for final reading. Tallaksen made a motion to approve Bill #2007-97 on final reading and pass into law with Haist seconding and McCorkle, Tallaksen, Faseler, Meadows, Loge and Haist all voting aye on roll call vote.

Bill #2007-98 amending speed limits was presented for first reading. Chief Bacon explained the proposed speed limit changes. Mayor stated that he would not support the change on Jerico from 15 to 25 MPH as proposed. Further discussion was held and all agreed to remove the change on Section 12-26 for Jerico and the portion of Section 12-34A regarding Cheyenne Road. McCorkle made a motion to approve Bill #2007-98, as amended, on first reading and pass to second with Loge seconding and all voting aye. Bill #2007-98, as amended, was presented for final reading. Haist made a motion to approve Bill #2007-98, as amended, on final reading and pass into law with Tallaksen, Faseler, Meadows, Loge, Haist, and McCorkle all voting aye on roll call vote.

RESOLUTION

Resolution #2007-91 adopting the updated Policy Manual for the City was presented. Clerk Patrick, Police Chief Bacon and Human Resource Director Hankison gave a briefing to the Board regarding any changes that were made in policies incorporated into this manual. Members discussed some of the changes and staff was directed to make some additional changes and bring back to the Board at the December meeting for approval. Haist then made the motion to approve Resolution #2007-91 adopting the official Policy Manual for the City with Tallaksen seconding and all voting aye.

DISCUSSION ITEMS

Change orders on the Northwest Regional Lift Station in the amount of \$233,795 and the Northwest Gravity Collection System in the amount of \$4,000 being done by D & E Plumbing were explained by Public Works Director Doug Colvin. Haist made a motion to approve the change order in the amount of \$233,795 with McCorkle seconding and all voting aye. McCorkle made a motion to approve the change order in the amount of \$4,000 with Tallaksen seconding and all voting aye.

Public Works Director Colvin made a presentation on the request to MoDot for State Route CC Extension Access Break at Highway 160. After discussion McCorkle made a motion to approve the request with Tallaksen seconding and all voting aye.

Members discussed an offer from Cox Health for use of their land immediately south of Nixa Rotary Park to be used as soccer fields. An agreement will be prepared and submitted to the Board if they are interested in moving forward on this proposal. Faseler made a motion to bring back an agreement for the Board to review and pass with Tallaksen seconding and all voting aye.

Accounting Clerk Donna Swatzell made a request of the Board to move the following items from contingent to funded status in the 2007 Budget:

Carpet for the Utility Billing office building	\$ 3,500.00
Ball Field Lights	\$50,000.00
New ball field prep with school partnership	\$14,500.00

Members agreed to fund the carpet but wanted a presentation from Park Director Hasner before considering the two park funding requests. McCorkle made a motion to fund the carpet in the amount of \$3,500.00 with Meadows seconding and all voting aye.

A budget amendment for the Police Department was requested due to supplies needed for the expansion in office space for their building as follows:

Computer Equipment	\$ 500.00
Office Supplies	\$2,000.00

Loge made a motion to approve this amendment with McCorkle seconding and all voting aye.

Attorney Sweeney advised the members that the protest letter recently sent to the Christian County Commission regarding a permit for Alesha Bell on Highway CC should have been sent to the Christian County Board of Adjustment. McCorkle made a motion that another letter of protest be sent to the Board of Adjustment. Tallaksen seconded with all voting aye.

Public Works Director Colvin advised the members that the City has received funding for the grant application for flashing signals at the various school zones in the City.

There being no further business, the meeting was adjourned at 9:15 PM.

City Clerk

AGENDA WORK SESSION

OCTOBER 4, 2007, 6:30 PM

The agenda work session of the Nixa Board of Aldermen was called to order by Mayor Doug Marrs. Attending were Aldermen Tracy Haist, Charles McCorkle, Steve Faseler, Roger Meadows, and Steve Tallaksen. Mark Loge was absent.

The City Administrator Brian Bingle presented the CIP improvement projects to the Aldermen. He noted that the transmission line will be energized in November this year. The Parks Department needs a new bus that wasn't on the CIP list so he will trade out some items and insert the bus in CIP's. The Skate Park committee will be asking for \$25,000 to pay for drawing of the skate park. Brian asks the Aldermen to familiarize themselves with the CIP listing.

Donna Swatzell informed the Aldermen of the 2088 Budget and that it is to be finished by December.

Brian Bingle informed the Aldermen of the COLA. The US average is 3.2%; Staff recommends that the city use 3.0%. The Aldermen discussed the amounts and decided to make a decision at the BOA meeting Oct 9th.

Kelly Hasner informed the Aldermen that the Rotary Club is still working on the donation for lights at the old City Park. Kelly said it will cost about \$14,500 for baseball fields at one of the schools. The sites he is looking at are Espy, Mathews and Highpoint schools. The baseball programs participants will hit capacity in spring of 2008.

Chief of Police Bacon reported that E911 voted to renegotiate 2008 contract with the City. They want to negotiate the short fall of their budget, so E911, City and Fire are going to meet and try to solve the problem. The Police Chief of Nixa and Ozark, the Fire Departments of Nixa and Ozark and the Christian County Sheriff are meeting to discuss a new language change to the State Statues on E911 and present it to Jay Wasson to take to the State for changes.

Chief Bacon has contacted Springfield, Ozark, and Republic on their procedure dealing with cats in the city. Our old practice of trapping cats is no longer being used because the traps are out of commission. If we do trap cats the expense of boarding and disposal of the cats are to expensive. He gave the Aldermen 4 options to look over and pick from.

Brian reported that Pat Sweeney the City Attorney is looking into the AleshaBelle zoning appeal.

Brian Bingle explained the Annexation Policy for utility extension, when property is currently served with another non-city utility. Mayor Marrs ask that this item be put on the November and December agenda for further discussion.

Brian Bingle asks the Aldermen to attend the Christian County partnership for Progress meeting October 10, 2007 at 7:00 pm at the Community Center. This concerns the establishment of Urban Service Area and adoption

of traditional zoning.

Brian Bingle informed the Alderman of Mr. Mulder's problem with the Police Department.

Donna Swatzell reported that the City Utilities' fuel adjustment factor for the next six months will be set at .0058 per kWh for the City's bill from Springfield. Mr. Breazeale is working with this figure to calculate the rate we will need to pass on to Nixa utility customers.

There being no further business, the meeting was adjourned at 7:45 pm.

Deputy City Clerk

REGULAR SESSION

OCTOBER 9, 2007, 7:00 PM

The regular monthly meeting of the Nixa Board of Aldermen was called to order by Mayor Marrs. Attending were Aldermen Charles McCorkle, Steve Tallaksen, Steve Faseler, Tracy Haist and Roger Meadows. Mark Loge arrived at 8:10 pm.

The Pledge of Allegiance was given.

MINUTES

The minutes of the meetings September 5th and 10th were approved as presented by unanimous consent.

FINANCIAL REPORT

The financial reports were approved as presented by unanimous consent.

VISITORS

Visitors were given an opportunity to address the board.

Ron Boise, 403 Kendal Ct., reported that the cat problem is going to get worse if we don't do something about them. He believes that the city is side stepping the problem.

Jim Siebre, 301 S. Nicholas, Fire Chief, reported that the Main Street School won't work as a community shelter for many reason, he believes that the Community Center would be better suited for a shelter. His committee is still working on this issue.

Scott Jones, 194 Shady Oak Dr, stated that the city didn't handle the stormwater issue very well between his property and his neighbors.

Gary Worrel, 703 N Ellen, is concerned about the rezoning in the Wasson Subdivision and wants to come to the meeting when it is discussed.

Jeff McKinley, 1110 Glenn Oaks, reported that he and his neighbors don't want anymore ball fields at Matthews School, because it is behind his house and the kids cut through his yard and there is to much noise already.

ORDINANCES

Bill #2007-101 approving the renewal of the Lease for facilities financed through the Public Building Corporation was presented for the first reading. The City Clerk explained what buildings this is for and that this has to be signed annually. McCorkle made a motion to approve Bill #2007-101 on first reading and pass to second with Faseler seconding and all voting aye. Bill #2007-101 presented for final reading. Meadows made a

motion to approve Bill #2007-101 on final reading and pass into law with Haist seconding and McCorkle, Tallaksen, Faseler, Haist, and Meadows all voting aye on roll call vote.

Bill #2007-102 authorizing the Mayor to sign a contract with Copperleaf LLC. , CC Land Partners, LLC. and GB&T LLC. concerning the installation of 10" water line reimbursement was presented for the first reading. Brian Bingle explained this to the Aldermen. McCorkle made a motion to approve Bill #2007-102 on first reading and pass to second with Tallaksen seconding and all voting aye. Bill #2007-102 was presented for final reading. Tallaksen made a motion to approve Bill #2007-102 on final reading and pass into law with Faseler seconding and Tallaksen, Faseler, Haist, Meadows and McCorkle all voting aye on roll call vote.

RESOLUTIONS

Resolution #2007-101 authorizing the destruction of the City records was presented. The Deputy City Clerk Judy Long explained that this is an annual destruction of records that have passed their retention time. The retention time is regulated by the State. Haist made a motion to approve Resolution #2007-101 for the destruction of the City records with Faseler seconding and all voting aye.

DISCUSSION ITEMS

Brian Bingle presented the Aldermen the information on COLA. Some Cities use the US average and other communities go by the City size. Haist suggested 3.0% and McCorkle suggested 2.95%. Meadows made a motion to use 2.75% Cost of Living Adjustment for 2008. McCorkle seconded and all voting aye.

Park Director Kelly Hasner explained to the Aldermen that next year a limit would have to be placed on the number of kids playing baseball, because we are out of ball fields. Hasner has permission to build a ball field on school property, but he needs to increase his CIP \$14,500 to do this. Hasner also needs \$50,000 to replace the old lights at the old City Park ball fields, in which the Rotary Club will be reimbursing the City in the future. Faseler made a motion to allocate \$14,500 to build a ball field at a Nixa School when it is decided on which one, Tallaksen seconded and all voting aye. Haist made a motion to purchase lights for the old City Park ball fields for \$50,000 with Faseler seconding and all voting aye.

Doug Colvin requested a budget amendment for the Street Department in the amount of \$32,000 for mowing, salt/deicer and the maintenance program. McCorkle made a motion to amend the budget by \$32,000. for these line items. Meadows seconded and all voted aye.

Brian Bingle requested a budget amendment for the Route CC Access Break work to been done by CJW, Inc. Faseler made a motion to amend the budget by \$3,200 for the Route CC Access Break. McCorkle seconded and all voted aye.

Chief Bacon requested a budget amendment for an access control system for the new Police Station. The Mayor asks the Chief to get three bids and bring them back for approval.

Brian Bingle requested a budget amendment for a printer to be used in the Development Department. McCorkle made a motion to amend the budget by \$3,195 to purchase a printer. Tallaksen seconded and all voted aye.

Brian Bingle presented two contracts to the Alderman, one for Pat Sweeney and one for Hall, Ansley, Rodgers & Sweeney Law Firm to provide legal services in the Litigation against Ledbetter, Corner & Associates, Inc. Meadows made a motion for the Mayor to sign the contracts. Faseler seconded with all voting aye.

Bingle explained a change order request for the NW Regional gravity section for \$394,694.50. Haist made a motion to approve the change order with Tallaksen seconding and all voting aye.

Kelly Hasner presented to the Aldermen an agreement with Barnes & Nobles to create an after school book club. The Aldermen ask this to be tabled to the next meeting.

Chief Bacon reported to the Aldermen that the Police Department received the Hazardous Moving Violation

Grant. This grant will be active from October 2007 through September 2008. Chief Bacon asked the Aldermen's approval to apply for LLBG which is \$7,500 for equipment and approval to apply for the Community Foundation Grant. Tallaksen made a motion for the Chief Bacon to apply for the LLBG and Community Foundation grants with McCorkle seconding and all voting aye.

Brian Bingle informed the Aldermen that the City is going to put a Stop Work Order on Walnut Creek Subdivision. They are not making the improvement as agreed upon.

Coralee Patrick asked the Aldermen to appoint Judy Long as City Clerk and she would swear her in October 31, because, Patrick will be City Clerk until that date. Haist made a motion to appoint Judy Long City Clerk as of November 1, 2007 with Meadows seconding and all voting aye.

Brian Bingle explained the SB30 State Sales Tax Exemption, Governor Blunt signed into law effective August 28, 2007 to the Aldermen.

Brian Bingle reported to the Aldermen that the Development Department is getting a new software program to audit the Development Department. Marshall Decker will look over the program for his approval.

Brian Bingle reported to the Aldermen on the Strategic Plan. The Senior Management Team has picked 3 objectives. They are Capital Improvement Tax, Home Rule and Survey asking citizens to identify community problems. The Board wants to think on this project and the objectives before approving.

Meadows made a motion to amend the agenda to add the cat problem. Faseler seconded with all voting aye. Chief Bacon explained the situation with the cats and what the City's options are. The Mayor asks the Chief to make a budget proposal for an animal shelter.

Tallaksen asked the staff to get a survey of other cities' Aldermen wages, and put it on the November agenda.

EXECUTIVE SESSION

At 9:50 PM Haist made a motion to go into executive session pursuant to RSMo 610.025 to discuss a personnel matter. Faseler seconded and Haist, McCorkle, Loge, Meadows, Faseler and Tallaksen all voting aye on roll call vote.

Members returned to regular session at 10:10 PM.

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:15 PM.

Deputy City Clerk

SPECIAL MEETING

OCTOBER 25, 2007 7:00 PM

A special meeting of the Nixa Board of Aldermen was called to order by Mayor Marrs. Attending were Aldermen Charles McCorkle, Steve Tallaksen, Tracy Haist, Mark Loge.

The Pledge of Allegiance was given.

City Administrator Brian Bingle explained to the Aldermen what information the staff had put together the last 6 months on the Annexation & Utility Extension.

Bingle informed the Aldermen that the infrastructure will be a big investment with no promises of the return on this investment. The City's utilities can not be provided to all the annexed areas because some buildings already have utilities with other companies.

Mayor Marrs said that annexation is good for control, as in the quality of streets, curbs, and buildings. Loge agreed and believes commercial growth will increase in time.

Bingle informed the Aldermen that the manpower of the City would have to increase in the utility billing, police, public works, administration, human resources and many other areas to supply all the needs in the annexed areas. The City will have to upgrade the existing utility system and install more infrastructures.

The next step the City has to do is to get the word out on annexation and discuss this with land owners.

McCorkle thinks we need to annex the pocket areas that are not the in the city limits but are surrounded by the City and prevent pockets in the future.

After long discussion no decisions were made.

There being no further business, the meeting was adjourned at 9:00 pm.

City Clerk

AGENDA WORK SESSION

NOVEMBER 7, 2007 12:00 NOON

The monthly agenda work session of the Nixa Board of Aldermen was called to order by President of the Board Tracy Haist in the absence of the Mayor. Attending were Aldermen Charles McCorkle, Roger Meadows and Mark Loge.

The pledge of Allegiance was given.

Tracy Haist presented Colin Carter a 10 year award.

Brian Bronn the Assistant Principal invited the Aldermen and City employees to the Character plus Town meeting March 5, 2008. This is for their Strategy #10 Implementation Timeline plan. They are asking all citizens of Nixa to come and give their input on what they think the Nixa Schools need to be teaching the students.

The Mayor presented the names of Jerry Bournes, Joe Gallant and Kevin Cheffey to the Planning and Zoning Board. Their commissions expired November 1, 2007 and they would like to be reappointed for another 4 year term. McCorkle made a motion accept Jerry Bournes, Joe Gallant and Kevin Cheffey to be reappointed Planning and Zoning Commissioners for another 4 year term. Loge seconded and all voted aye.

City Engineer Gary Shaffer, Brian Bingle, Richard Hill and Doug Colvin worked on a 5-7 year Master Plan for improvements on the Waste Water system. Shaffer proposed 9 improvements through out the City's sewer system. The City's sewer lines life expectancy is 30-35 years and some of the sewer lines are approaching 30 years. Shaffer said we need to put in new sewer lines because the old lines are under stress because our larger population is producing more sewer. Shaffer stated that our current Sewer Treatment Plant is probably good for another 10 years for the size we are now.

Bingle updated the Aldermen on the Strategic Plan and is asking the Board for direction they want to go with the plan. Richard Sheets with MML will be here December 5 for the Agenda Work Session to explain Home Rule.

Derek Harlan informed the Aldermen on the progress of the Tracker Road voluntary annexation. McCorkle asked for an information sheet to be presented to the businesses in this area on why it would benefit them to be inside the City.

Chief Bacon has completed the proposed E911 statute amendment and is going to ask Representative Jay Wasson and Ray Weter to file the amendment with the State. The Aldermen approved Chief Bacon to proceed with the amendment change.

Doug Colvin updated the Aldermen on the 69KV line and it should be up and running the week of Thanksgiving.

Tracy Haist reported on the Sign Code Committee progress. The committee wants the codes to be fair and equal across the Board for all businesses. The next meeting will be November 19th at City Hall at 7:00 pm.

The Aldermen's wage survey was given to the Aldermen. McCorkle doesn't think they should give themselves raises at this time.

The Pandemic Influenza Standard Operating Procedures is completed and will be presented at the November

13th board meeting.

Jay Wasson has withdrawn the rezoning application on the Wasson Subdivision.

There being no further business, the meeting was adjourned at 1:10 pm.

City Clerk

REGULAR MEETING

NOVEMBER 13, 1007 7:00 PM

The regular monthly meeting of the Nixa Board of Aldermen was called to order by President of the Board Tracy Haist in the absence of the Mayor. Attending were Aldermen Charles McCorkle, Steve Faseler, Mark Loge, Roger Meadows.

The Pledge of Allegiance was given.

MINUTES

The minutes of the meetings of October 4th and 9th were approved as presented by unanimous consent.

FINANCIAL REPORT

The financial reports were approved as presented by unanimous consent.

VISITORS

Carl Biondo, 904 N Main Little Caesars, asked for a variance on having a grease trap like the ordinance specifies. He said his business doesn't produce any grease, because the meat is already cooked when he receives it.

Ron Middleton, 201 N Main, presented petitions for a cross walk and signs on Ole Castle Road to access the Village of Wicklow Pool House. They also petition for an identification sign at the entrance of each Village of Wicklow because the entrance sign design does not meet the city codes.

Jack Kragshaw, 980 Ballard, can not get hi-speed internet at his house and wants to know if the City can do something about getting this solved.

ORDINANCES

Bill #2007-111 allowing for the vacation of city utilities easement being a part of lot 1 in Kinahan Industrial Park was presented by Planner Travis Cossey. Cossey informed the Aldermen that the City is not utilizing this easement and doesn't need it. McCorkle made a motion to approve Bill #2007-111 on first reading and pass to second with Faseler seconding and all voting aye. Bill #2007-111 was presented for final reading. Faseler made a motion to approve Bill #2007-111 on final reading and pass into law with McCorkle seconding and Haist, Meadow, Loge, McCorkle, and Faseler all voting aye on roll call vote.

Bill #2007-112 amending the Nixa Fire Protection District EMA/EOC plan to include annex M health and medical annex. Derek Harlan explained the chain of command for the City of Nixa incase of a pandemic influenza. Meadows made a motion to approve Bill #2007-112 on first reading and pass to second with McCorkle seconding and all voting aye. Bill #2007-112 was presented for final reading. Faseler made a motion to approve Bill #2007-112 on final reading and pass into law with Loge seconding and Faseler, Haist, Meadows, Loge and McCorkle all voting aye on roll call vote.

Bill #2007-113 authorizing the mayor to sign an affiliate partners agreement with Barnes and Noble. Park

Director Kelly Hasner explained how this works for the Safebase program. McCorkle made a motion to approve Bill #2007-113 on first reading and pass to second with Faseler seconding and all voting aye. Bill #2007-113 was presented for final reading. Meadows made a motion to approve Bill #2007-113 on final reading and pass to second with Loge seconding and Haist, Meadows, Loge, McCorkle and Faseler all voting aye on roll call vote.

RESOLUTIONS

Resolution #2007-111 amending the 3-Tier Planning Area Map was presented. Travis Cossey explained the 3-Tier Planning Area Map needs to be amended because of the growth and population size. Meadows made a motion to accept the 3-Tier Planning Area Map as presented and Faseler seconded with Loge, Faseler, Meadows voting aye and McCorkle voting no. With further discussion a new motion was made by McCorkle to accept the 3-Tier Planning Area Map as presented including the entire 911 area jurisdiction and Meadow seconded with all voting aye.

DISCUSSION

Pat Sweeney informed the Aldermen that he mailed a certified letter in protest of AleshaBelle, Inc. Division II permit. Sweeney explained our next option is to appeal to the Christian County Planning Commission and if denied then appeal to Christian County Circuit Court. After a long discussion Loge recommended that we appeal to the Christian County Planning Commission and all agreed.

EXECUTIVE SESSION

At 8:10 pm McCorkle made a motion to go into executive session pursuant to RSMo 610.025 to discuss personnel matter. Faseler seconded with Meadows, Loge, McCorkle, Faseler, Haist all voting aye on roll call vote.

Members returned to regular session at 8:30 pm.

ADJOURNMENT

There being no further business, the meeting was adjourned

City Clerk

AGENDA WORK SESSION

DECEMBER 5, 2007, 12:00 NOON

The monthly agenda work session of the Nixa Board of Aldermen was called to order by Mayor Doug Marrs. Attending were Aldermen Charles McCorkle, Steve Tallaksen, Steve Faseler, Tracy Haist, and Mark Loge.

Carl Biondo, 904 North Main, with Little Caesars was here to make sure that his topic on the grease trap will be on Monday December 10 agenda.

Donna Swatzell Finance Director presented the 2008 Budget to the Board. Donna informed the Aldermen that the last page in the folder was items that were removed from the budget. The Health Insurance has increased 9%. The Sales Tax revenue has not increased. The Aldermen asked the staff to modify the budget some more by changing others line to allow for the mosquito line to be added back in. The Aldermen will look over the budget packet and bring it to Monday December 10th meeting.

Brian Bingle City Administrator informed the board that Rush Development Manufacturing is building north of Bentwater outside the City and asked the board if they would like to appeal to the County Planning and Zoning. McCorkle made a motion for the City to appeal the approval of the Rush Development to the Christian County Planning and Zoning with Steve Tallaksen seconded with all voting aye.

Brian Bingle asked the board if they would permit the City employees off for Christmas Eve since it falls on a Monday. McCorkle made a motion to give the City employees Christmas Eve day off and paid with Haist seconding and all voting aye.

There being no further business, the meeting was adjourned at 1:00 pm.

City Clerk

REGULAR MEETING

DECEMBER 10, 2007, 7:00 PM

The regular monthly meeting of the Nixa Board of Aldermen was called to order by Mayor Doug Marrs. Attending were Aldermen Charles McCorkle, Steve Tallaksen, Steve Faseler, Tracy Haist, Roger Meadow and Mark Loge arrived at 8:20 pm.

The Pledge of Allegiance was given.

MINUTES

The minutes of the meetings of October 25, November 7th and 13th were approved as presented by unanimous consent.

FINANCIAL REPORT

The financial reports were approved as presented by unanimous consent.

PRESENTATION

The Mayor presented a Proclamation to April Davidson for receiving the Youth Worker of the Year from Missouri School Age Community Coalition and congratulated her for her dedication and being an outstanding Safe BASE employee.

VISITORS

Chris Patterson, 1245 Verna Lane, believes city employees are wasting city money by mowing Hwy 160 when that should be mowed by the MODOT. He feels city employees and fire department employees waste city money in several way.

David Woods, 109 Northview Rd, has received 2 letters from Otis Hall stating that his neighbors have complained that he is parking his truck on Erin Street for 24 hours. Mr. Woods informed the Aldermen that he does park his truck on Erin Street but he drives his truck every day and it doesn't sit on Erin Street for 24 hours.

PUBLIC HEARING

A public hearing was opened for comments on the proposal of the 2008 Annual Budge. No public comments were made and the hearing was closed.

ORDINANCES

Bill #2007-121 amending Chapter 17 Section 17-60 for grease trap installation for food service establishments was explained by Brian Bingle. McCorkle made a motion to approve Bill #2007-121 on first reading and pass to second with Tallaksen seconding and all voting aye. Bill #2007-121 was presented for final reading. Tallaksen made a motion to approve Bill #2007-121 on final reading and pass into law with McCorkle seconding and McCorkle, Faseler, Tallaksen and Meadows all voting aye. Haist voted nay on roll call vote.

Bill #2007-122 amending Chapter 18 Section 18-3 service charge for meter installation. Brian Bingle explained ordinances 122, 123 and 124 at this time because all three are associated and need to be updated and moved to

the correct areas in the Ordinance Book. Faseler made a motion to approve Bill #2007-122 on first reading and pass to second with Meadows seconding and all voting aye. Bill #2007-122 was presented for final reading. McCorkle made a motion to approve Bill #2007-122 on final reading and pass into law with Haist seconding and Tallaksen, Faseler, Haist, Meadows and McCorkle all voting aye on roll call vote.

Bill #2007-123 amending Chapter 23 Section 23-11-4 other fees and Chapter 25 Section 25-75 paragraph 3 was explained by Brian Bingle. Meadows made a motion to approve Bill #2007-123 on first reading and pass to second with Haist seconding and all voting aye. Bill #2007-123 was presented for final reading. Meadow made a motion to approve Bill #2007-123 on final reading and pass into law with Faseler seconding and Faseler, Haist, Meadows, McCorkle and Tallaksen all voting aye on roll call vote.

Bill #2007-124 amending Chapter 23 Section 23-11-2, electric hookup fees, street light fees, and water hookup fees. Brian Bingle explained that the City purchase price of these items has increased, so we have to pass the increase to the citizens. McCorkle made a motion to approve Bill #2007-124 on first reading and pass to second with Meadows seconding and all voting aye. Bill #2007-124 was presented for final reading. Haist made a motion to approve Bill #2007-124 on final reading and pass into law with Meadows seconding and Haist, Meadows, McCorkle, Tallaksen and Faseler all voting aye on roll call vote.

Bill #2007-125 amending Chapter 12 Section 12-45 stop sign and Chapter 12 Section 12-49 no parking zones. Brian Bingle explained that the city needs no parking signs on the eastside of Truman Blvd. from the intersection of Mt. Vernon south 160' and Westside of Truman Blvd. from the intersection of Mt. Vernon north 160' and another one at northbound Truman Blvd. from the intersection of Mt. Vernon south 160' and southbound Truman Blvd. from the intersection of Mt. Vernon north 160'. The City needs to delete the stop sign at Truman Blvd from the Ordinance Book. Faseler made a motion to approve Bill #2007-125 on first reading and pass to second with Tallaksen seconding and all voting aye. Bill #2007-125 was presented for final reading. Tallaksen made a motion to approve Bill #2007-125 on final reading and pass into law with McCorkle seconding and Meadows, McCorkle, Tallaksen, Faseler, Haist all voting aye on roll call vote.

Bill #2007-126 approving renewal of a lease for Northwest Lift Station and Collection System financed through the Public Building Corporation. Brian Bingle informed the Board that this a normal procedure with all Public Building Corporation leases. Tallaksen made a motion to approve Bill #2007-126 on first reading and pass to second with Meadows seconding and all voting aye. Bill #2007-126 was presented for final reading. Tallaksen made a motion to approve Bill #2007-126 on final reading and pass into law with Faseler seconding and Meadows, McCorkle, Tallaksen, Faseler and Haist all voting aye on roll call vote.

Bill #2007-127 authorizing the Mayor to sign an agreement with Missouri Highways and Transportation Commission, Transportation Enhancement Funds Program for a School Zone Flasher Grant Project. Brian Bingle explained how this works and the 6 school these flashers will be placed at. Tallaksen made a motion to approve Bill #2007-127 on first reading and pass to second with Meadows seconding and all voting aye. Bill #2007-127 was presented for final reading. Haist made a motion to approve Bill #2007-127 on final reading and pass into law with Tallaksen seconding and McCorkle, Tallaksen, Faseler, Haist and Meadows all voting aye on roll call vote.

Bill #2007-128 authorizing the Mayor to sign an agreement with the Nixa Fire Protection District to provide a central dispatching center for dispatching emergency services. Brian Bingle explained the contract to the Board. Tallaksen made a motion to approve Bill #2007-128 on first reading and pass to second with McCorkle seconding and all voting aye. Bill #2007-128 was presented for final reading. McCorkle made a motion to approve Bill #2007-128 on final reading and pass into law with Tallaksen seconding and Faseler, Haist, Meadows, McCorkle and Tallaksen all voting aye or roll call vote.

DISCUSSION

Scott Parsons, Park Recreational Manager explained to the Board about the city's football equipment, we rent it to the kids that play Mighty-Mite Football, sometimes doesn't get returned, and if we want to keep renting it

out, the City will have to get the equipment certified. The Park Department will need to catalog and keep track of what equipment is certified and what equipment is not certified for liability issues. To keep this equipment in proper condition and certified the city will have pay approximately \$3,000 in 2008 and again in 2009. The other option is to sell the equipment to the Mighty-Mite organization. Tallaksen commented that keeping the equipment will also cost a lot of employee time in cataloging and renting it out. McCorkle made a motion to sale the football equipment to Mighty-Mite organization with Tallaksen seconding an all voting aye.

Doug Colvin, Public Works Director informed the Board that the City solicited for Engineers for the Highway CC and Flasher Grant Design projects. We solicited proposals from five companies and received two. Colvin recommends the Board to approve CJW in accordance with the LPA Manual for the January meeting. Faseler made a motion that the City negotiates a contract with CJW, Meadows seconded with all voting aye.

Doug Colvin explained the contract change order request for the Truman/14 Signalization. Colvin said that the Encom Radio required for synchronization by MODOT was missed on the bid process and is required for final acceptance and operations by MODOT. The change order is for \$2,754.00 and we are still under the approved budget amount. Meadows made a motion to approve the change order for \$2,754.00 to purchase the Encom Radio with McCorkle seconding and all voting aye.

Doug Colvin explained a change order request for the NW Gravity Sewer Line to extend the casing for \$1,166.50, because MODOT anticipates future road width changes. Haist made a motion to approve the change order with McCorkle seconding and all voting aye.

Brian Bingle explained that Upper White River Bassin Foundation is asking the City to participate in the "Ozark Water Keepers" program to support the work of regional watershed organizations. This program asking the City to round up the utility bill amount to the next dollar and the money collected from this round up will be appropriated to the Upper White River Bassin Foundation. After a long discussion the Board made no decision.

The Board reviewed the Budget packet and decided to keep the mosquito spraying line in the budget and cut \$40,000 out of other lines. They ask staff to come back with changes to the budget to allow for mosquito spraying.

Brian Bingle informed the Board that January 8, 2008 there will be a hearing on the AleshaBelle property with the Christian County Board of Adjustments on the City's appeal.

At 8:35 pm Haist made a motion to go into executive session pursuant to RSMo 610-025 to discuss litigation and Attorney Consultation. McCorkle seconded with Tallaksen, Faseler, Haist, Meadows, Loge and McCorkle all voting aye on roll call vote.

Members returned to regular session at 9:10 pm

Mayor Marrs call the regular session back to order.

The Aldermen discussed the AleshaBelle property and Haist made a motion to go ahead with the appeal to the Christian County Planning and Zoning Commission with Loge seconding and all voting aye.

There being no further business, the meeting was adjourned.

City Clerk

SPECIAL MEETING

DECEMBER 20, 2007 7:00 PM

A Special Meeting of the Nixa Board of Aldermen was called to order by Mayor Doug Marrs. Attending were Steve Tallaksen, Steve Faseler, Tracy Haist, Roger Meadows. Charles McCorkle and Mark Loge were absent.

The Pledge of Allegiance was given.

Donna Swatzell, Finance Director presented the 2008 Budget and explained that the Mosquito line item was put back in the budget by cutting ISO computer software, General office supplies and meetings and training. Park uniforms, meetings, and training, Summer it Up program and \$2,000.00 on a park bus.

Tallaksen made a motion to amend the agenda to include Bill #2007-129 and to discuss a new development proposal. Faseler seconded with all voting aye.

Bill #2007-129 adopting the 2008 Annual Budget was presented for first reading. Meadows made a motion to approve Bill #2007-129 on first reading and pass to second with Tallaksen seconding and all voting aye. Bill #2007-129 was presented for final reading. Faseler made a motion to approve Bill #2007-129 on final reading and pass into law with Haist seconding and Tallaksen, Faseler, Haist, Meadows voting aye on roll call vote.

Judy Long, City Clerk presented a budget amendment for items needed in the City Hall expansion. The Court Department asked for \$1,631.94 for a file cabinet, fax machine, copier/scanner and ink cartridges. General account asked for \$2,086.55 for two fax machines, two printers and miscellaneous office equipment. Planning / Zoning and Building Inspectors asked for \$191.97 for a fax machine. Haist made a motion to amend the budget for \$3,910.46 as requested with Faseler seconding and all voting aye.

Chandler Johnston came on behalf of the Nixa Community Foundation to ask the Board to waive the rental fee for the use of the Community Center for the annual awards banquet. Haist made a motion to waive the rental fee for the Community Foundation February 28, 2008 with Tallaksen seconding and all voting aye.

Mayor Marrs explained that D.J. Christie, Inc. is looking at 27 acres US 160 and Bentwater to develop as future home of Dickinson Theaters. The City has not made any offers to D.J. Christie and they have not asked for anything from the City, but are discussing a TIF. Marrs said the City will need a TIF Commission if that is what is decided. The TIF Commission gives recommendations to the Board of Aldermen, and then the Board approves or disapproves of the recommendations. Brian Bingle said the TIF will be discussed at the Jan 9th luncheon meeting. Tallaksen asked about the sink hole on this property. Bingle said the City is checking into the State and Federal laws on building on sink holes.

There being no further business the meeting was adjourned at 7:30 pm.

City Clerk