

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING CHAPTER 117 OPEN MEETINGS AND RECORDS POLICY; SECTION 117.115 PENALTY FOR DISCLOSURE OF CLOSED RECORDS AS SET FORTH.

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

Section 1. Within the City Code there are hereby enacted amendments as set forth below with new material set out in **RED** follows:

Section 117.115. Penalty for Disclosure of Closed Records.

Any employee, appointed official, or elected official who, except as a necessary part of performing such employee's official duties for the City:

1. Discloses any information which is closed and/or confidential under this Code or federal, state, or local law or ordinance;
2. Discloses any information in any record that is marked to indicate that it is "confidential" or a "closed record";
3. Has been invited to participate in a closed meeting and discloses any closed record or information about the contents of any closed meeting; to any person shall be guilty of an offense under the ordinances of the City, and upon conviction therefor may be punished as provided by Section 100.190.

Any such person who is employed or working for the City may also be subject to disciplinary action up to and including termination of their employment as a result of such disclosure.

Any such person who is an elected official may also be subject to Board action up to and including impeachment from their office as a result of such disclosure.

Section 2. Severability

The chapters, sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or otherwise invalid by the valid judgment or degree of any Court of any competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the same would have been enacted by the Board of Aldermen without the incorporation in this ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

Section 3. Repeal of Ordinances not to affect liabilities, etc.

Whenever any part of this ordinance shall be repealed or modified, either expressly or by implication, by a subsequent ordinance, that part of the ordinance thus repealed or modified shall

continue in force until the subsequent ordinance repealing or modifying the ordinance shall go into effect unless therein otherwise expressly provided; but no suit, prosecution, proceeding, right, fine or penalty instituted, created, given, secured or accrued under this ordinance previous to its repeal shall not be affected, released or discharged but may be prosecuted, enjoined and recovered as fully as if this ordinance or provisions had continued in force, unless it shall be therein otherwise expressly provided.

Section 4. That this Ordinance shall be in full force and effect from and after the date of passage and approval of the Mayor.

READ FIRST TIME: August 21, 2025

READ SECOND TIME: September 4, 2025

I hereby certify that Ordinance No.25.70 was duly passed on September 4, 2025, by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes: 5

Nays: 0

Abstentions: 0

Absent: 1

This Ordinance is hereby transmitted to the Mayor for his signature.

Sept. 4, 2024

Date

Tara Berreth

Tara Berreth, City Clerk

Approved as to form:

C. Bradbury

Cole Bradbury, City Attorney

I hereby approve Ordinance No.25.70.

Michael Harrison

Michael Harrison, Mayor

Sept 4, 2025

Date

Tara Berreth

Tara Berreth, City Clerk