

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING CHAPTER 115 OFFICERS AND EMPLOYEES; SECTION 115.010 DEFINITIONS, SECTION 115.410. EVALUATION OF CERTAIN APPOINTED OFFICIALS, SECTION 115.500. APPOINTMENT — TERM — QUALIFICATIONS, SECTION 115.510 DUTIES; CHAPTER 125 HUMAN RESOURCES SYSTEM (PERSONNEL) RULES AND REGULATIONS; SECTION 125.020 DEFINITIONS CHAPTER 135 FINANCE AND PURCHASING, SECTION 135.010 DEFINITIONS, 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 Within the City Code there are hereby enacted new Sections with material repealed and replacing them set forth below with new material set out in **RED** and deleted material struck as follows:

Section 115.010. Definitions

A. *"Appointed officers"* as used in this Code shall include the following:

1. City Administrator.
2. City Clerk.
3. Police Chief.
4. Building Official.
5. City Planner.
6. City Treasurer.
7. City Attorney.
8. City Prosecutor.
9. Public Works Director.
10. ~~City Engineer~~

B. The term *"officer"*, whenever used in this Code or any other ordinances of the City, shall include any appointed officer and any person holding any elective office.

Section 115.410. Evaluation of Certain Appointed Officials

The Mayor will complete the performance evaluation of the City Administrator and shall have equal input with the City Administrator in evaluating the following appointed officials: City Clerk, Police Chief, Building Official, City Planner, Public Works Director, ~~City Engineer~~, City Treasurer and City Attorney. The Board will have an opportunity to submit their comments prior to the completion of all evaluations.

Section 115.500. Appointment-Designation — Term — Qualifications.

The Mayor, with position of City Engineer shall be filled through the engagement advice and consent of an outside firm or individual. The City Administrator shall have the authority to designate any one or more of such firms or individuals to act majority of the Board of Aldermen, shall appoint a suitable person as City Engineer who shall hold office at the pleasure for a specific project, task, or period of the Mayor and Board of Aldermen. The time. Any firm or individual serving as City Engineer shall be a licensed professional engineer and, in the judgment of the City Administrator, Mayor and the Board of Aldermen, possess the necessary skills, training, and experience required of for the position. assignment. The designated City Engineer is shall be responsible to, and held accountable by, the Mayor and Board of Aldermen. Work is performed under general supervision of the City Administrator.

Section 115.510. Duties.

The City Engineer shall perform such duties as are required of him/her by ordinance, by the Mayor, Board of Aldermen, or by the City Administrator.

Section 125.020. Definitions.

The following terms, whenever used in these rules, shall be defined as follows:

APPOINTED OFFICIAL — The following positions shall be deemed appointed officials: City Administrator, City Clerk, Chief of Police, Building Official, City Planner, Public Works Director, City Engineer, City Treasurer, and City Attorney.

ELIGIBLE — A person whose name is on an employment list. EMPLOYEE —

1. APPOINTED OFFICIAL — The following positions shall be deemed appointed officials: City Administrator, City Clerk, Chief of Police, Building Official, City Planner, Public Works Director, City Engineer, City Treasurer, and City Attorney.

Section 135.010. Definitions.

The following words, terms and phrases, when used in Chapter 135, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

APPOINTED OFFICIAL — The following positions are deemed the Appointed Officials: City Administrator, City Clerk, Police Chief, Building Official, City Planner, Public Works Director, City Engineer, City Treasurer, and City Attorney.

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,

I hereby certify that Ordinance No.25.73 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.

Sep 4, 25
Date

Tara Berreth
Tara Berreth, City Clerk

Approved as to form:

Cole Bradbury
Cole Bradbury, City Attorney

I hereby approve Ordinance No.25.73.

Michael Harmison
Michael Harmison, Mayor

Sep 4, 25
Date

Tara Berreth
Tara Berreth, City Clerk