

**VILLAGE OF INDIAN POINT
TRUSTEE MEETING MINUTES
Indian Point Village Center
957 Indian Point Road, Branson, Mo. 65616
Tuesday February 9, 2010 - 7:00 pm**

7 PM – 7:15 PM Comments from the Public re:agenda items - no comments

1. Call meeting to order with Pledge of Allegiance

Dave Rawson called the meeting to order at 7:05. Trustees in attendance were Dave Rawson, Tim Stout and Dave Canaday. Greg Fier and Larry Stenzel were out of town. Also present was Brent Armstrong – interim administrator and Rhonda Stout, interim Village Clerk.

2. Motion to approve and/or add to Agenda

Tim made the motion to approve the agenda and Dave C seconded the motion. Motion carried. Dave C. requested to move the Status of the Audit report to be included with the Treasurer report.

3. Approval of Minutes from January Trustees meeting

Dave Canaday felt they should hold off on approval of the January minutes until the trustees can further review recordings concerning the issues of the rules and regulations for the new building. It was agreed to wait till the next meeting to approve the minutes.

4. Approval of Minutes from the Special Trustees' Meeting with Village Task force

Dave C motioned to approve the minutes, Tim seconded. Motion carried.

5. Treasurer's Report – January financials and Status of Independent Audit

Dave C explained that our financials for January show that our income for January was only about \$300 less than this time last year. He stated that our expenses were such that we actually had a surplus of \$3,100. Dave C said he wanted to bring two related issues to the attention of the board. First, he feels we need to change our bank depository. His first reason was that Bank of America published current rates for a 6 month CD is .35 of one percent – 15 points less than a half percent. He said that the published rates for Metropolitan and Stone National are 1.51. He said if you apply this differential of 1.16 percent to the \$334,000 we have in CD's, it means we are losing over \$5,300 a year by keeping our CD's and our money where it is now. The second reason being that Bank of America no longer accepts paper checks for our 941 tax deposit. They must be made electronically. Our BPW cannot access their own bank account so they are unable to make those 941 deposits. He said that as soon as the IRS reconciles the quarterly reports for this year they will probably give us a penalty for either a late or no deposit. Dave C would like to ask the office to investigate a few different banks and give the trustees a report which covers their interest rates, service charges, and federal tax deposit policies and other critical issues so we can start the process to earn more money each year. The second

issue he wanted to discuss was the creation of internal controls over our cash handling and expenditure policies. Dave said he would like to recommend that the treasurer review the last months bank statements and cross reference that with our general journal expenses and get a request for accounts payable signed by the trustees every month, something to control what we do. Dave addressed the issued from the audit firm for \$795.00. It was agreed that Dave C will contact Officer CPA firm and let them know that their firm will not be doing the audit this year. Dave recommended that we only pay Officer's firm for services provided and not pay for the audit preparation.

Status of Independent Audit –

Dave C said he has contacted a total of seven firms.

He presented a proposal from BKD (attached) and explained another proposal from Schultz, Durham and Rapp. These are the only two which have responded. He further explained that both companies want to do the audits in phases. He explained what would be involved in the audits and that they would cover the same as a state audit would. Carole Kurtz asked why the Village is not going with the state audit. Dave stated that would be up to the citizens of the village. Carole said that the citizens do want the state audit, therefore Dave C suggested that the trustees not proceed any further with audit procedures in order to prevent having two separate audits. Carole said that if she files for a state audit on March 15th the audit will be done within 30 to 60 days and no longer than 90 days from the time she files and the costs will be \$10,000 to \$20,000. Jim Daily as chair of BPW stated that he feels the village should hire a private firm. Dave R explained that he felt that if we have a state audit done – it will give the village a 'black eye'. Carole again stated that the residents that she has talked to want the state audit and will turn in the petition for a state audit regardless of whether or not the village chooses to hire a private firm. Dave C made the recommendation that we notify Lisa Officer that the village is going to suspend the regular annual audit for this year and beg off on the work she has billed us for in preparation of the audit.

Committee Reports

A. Planning and Zoning Commission – Greg Maycock

No meeting was held – no report

B. Building Committee – Jim Adam

Dave R. thanked Jim and the building committee for all their hard work. Jim said that he talked to the state architect board in Jefferson City. He said that was the reason we were able move into the building. He said he has sent them everything that they requested and he talked to them again this afternoon. He said that nothing will be official until their meeting at the end of this month, but they did not request anything else. Jim explained as soon as the weather permits they will finish the parking lot.

C. Village Center Task Force – Paul Hough

Paul explained that the Village Task force has completed the tasks that they were formed to do and requested that the task force be disbanded. Dave R announced that since he had the privilege of forming the task force that he would disband them. He thanked them for their efforts.

D. Roads – Brenton Tucker

Brenton explained that we have about a pallet and a half of salt left at this time, so we may need to order more. He said he is waiting for bids to come in concerning stripping of Indian Point Road. Jim Daily explained that last Saturday the plow truck slid off the road causing minor damage but it is now repaired.

E. Police & Emergency Management – Charlie Neubert

Brent Armstrong asked the trustees to approve BJ Stump as the new member to the P & E board. Tim made to motion to appoint BJ to the Police & Emergency committee, Dave C seconded, motion carried. He also stated that due to the efficiency of the roads committee the Village has only had reports of one slide off during the recent snow and ice storms. He said they are still working on getting the new storm siren. Brent announced that along with the state patrol and Stone County there will be several seat belt checks, DWI and traffic checks.

F. Board of Public Works – Jim Daily

Jim explained that the BPW had made a motion to have Dave C handle the audit for the BPW but he guessed they don't need to do that now. He said the BPW has hired Andy Simms as the certified inspector for the sewers and he is also an installer. He said that tow pumps failed in January and one froze in the last couple of weeks, the contractor took care of them. He said the plant is still at 6,000 gallons a day which is where it needs to be and the phosphorus level is still well below where it needs to be at 4.9. He explained that for the last three or four months, he and Sheila have been working with DNR and the bonding agent. The shortfall is still at \$96,000 a year and they are still working to determine who approved it. They are planning to send a letter to the residents of Jakes Creek trail explaining that the rates are going to stay the same as they are now due to the shortfall. Jim read a portion of ordinance 76-03-14 which follows.

Indemnity Bond – It shall be the duty of the Board to require such employees as may be designated by the village to give an indemnity bond in such amount as required by the Board of Trustees. The cost of such bond shall be paid by the public utilities; however, should such employees be covered by a blanket bond to the same extent, this requirement shall not apply.

Jim then stated that he does not think that they have an indemnity bond to cover any of us including the trustees. He requested that the Village look into obtaining an indemnity bond to cover the BPW and the trustees. Brent Armstrong said that we are going to increase the errors and omissions from 300,000 to at least a million. Jim also said that the BPW is ordering two pumps, one for Mr. Cole on Map Lane and the other to be used as a reserve for commercial and residential. Jim announced that the BPW has voted to have Mr. Stan Voss as another BPW member and asked the trustees to approve him. The motion was made by Dave C

to add Mr. Voss as the newest member to the BPW for a one year term. Tim seconded the motion – motion carried.

G. Transportation Report – Jan Hoynacki

Jan explained that she has received information from Dennis Wood stating that at a meeting on Jan. 15th the district aide of the Missouri Department of Transportation met with representatives from the counties of that district to prioritize the projects that they intend to fund within the next ten years. There were representatives from Taney County as well. From all of the projects posed the number one project is to extend the Highroad down to 376 and to take the S curve out of 76 near the Highroad. She stated that this project is not yet funded but it is number one to be funded. She thanked everyone that have been attending these meetings and who have continued to keep transportation as an important issue for Indian Point.

H. Trail Update – Tim Stout

Tim said they are still working on getting information requested by the attorney. He also explained that they are in the process of obtaining a \$5,000 grant from the Ozark Mountain Nature Trails group.

I. Recycle – Betty Fier

Betty Fier was not present – no report.

SPECIAL REPORTS

*** Police and Emergency Management (IP PEMA) Update – Jan Hoynacki**

Jan explained that the group has not been very active over the winter but they are about to become active again as the weather improves. She asked the public for ideas on fundraising.

*** Citizens' Building Fundraising Group – Mike Kugler, Boyd Hamilton**

Boyd said that the group have brought in several thousand dollars so far. He said that Allen has the proposal ready to present to the trustees.

6. Old Business – none

7. New Business

a. Contract and financial arrangements with the Chamber of Commerce

Dave C explained that over the years the trustees have given monies to the Chamber for marketing services for the village. He said that apparently the Chamber assumed and the trustees did not give them any reason not to assume that the \$10,000 put into the budget for marketing would go to them as it had in the past years. Therefore the chamber spent money expecting to get reimbursed for it. Dave explained that when the chamber came to the trustees asking for the money, the trustees asked for an accounting of what had been spent and on what to support their request for the money. He said there had been discussion that hence forth the trustees will not commit marketing funds to any organization. It is going to be something that they deal with on a year by year, case by case basis. Dave said that the trustees agreed that if the trustees had led them to believe or had caused them in good faith to spend money expecting reimbursement then if

the chamber would show the trustees documentation of receipts of money spent to market Indian Point and they would enter a contract to reimburse them for a certain amount of money spent during 2009. He further stated that the Chamber has given them what they asked for as far as receipts are concerned. Dave R stated that he will check with the village attorney to obtain the contract and then notify the Chamber that they can come to the office, sign the contract and pick up the check for \$5,000.

b. Status of Independent Audit – moved during agenda changes to be included with treasurer report

c. Initiation of Search for Village Administrator

After some discussion over the need for a village administrator, Dave R asked Brent to post various advertisements for a new administrator with a cap of up to \$700 for advertizing expenses.

8. Approval of accounts payable

Dave C motioned to approve the accounts payable, subject to holding the Chamber of Commerce check until the contract is signed. Tim seconded the motion. Motion carried.

9. Comments from the trustees – Dave R again wanted to compliment those who worked so hard on the new building.

10. Comments from the floor

Jan asked if anyone had any plans for a grand opening of the new building. Dave R suggested a planning committee. Jan stated that PEMA would like to be included. Jim Daily thanked Sheila and Bill T for serving on the BPW. Dave C said he will notify the auditing firms that their services will not be required.

Carole Kurtz gave Rhonda the warranties for the new building.

Adjournment – Dave C motioned to adjourn at 8:40, Tim seconded, all agreed.

Respectfully, Rhonda Stout, interim clerk