

**PUBLIC COMMENTS MEETING
OF THE BOARD OF ALDERMEN
CITY OF BRANSON, MISSOURI, MAY 10, 2004**

The Board of Aldermen of the City of Branson, Missouri, met in the Public Comments session in the Council Chambers of the City Hall on May 10, 2004 at 9:15 p.m. with the following members present:

Mayor Pro Tem Huff presiding, with Dick Gass, Stan Barker, Beverly Martin, David Edie, and Jack Purvis present. Mayor Lou Schaefer absent.

Also in attendance from the City were: Administrator Terry Dody, City Attorney Dan Wichmer, Deputy City Clerk Lisa Westfall, City Clerk Sandra Williams, and Assistant City Attorney Russ Dempsey.

Mayor Pro Tem Huff called the Public Comments meeting to order and stated the Board would hear citizens that signed up to speak in the order of the first person signing the sheet, and there were five people signed up to address the Board.

John Gerdell, 5036 Hemlock, Merriam Woods, was the first speaker of the evening. Mr. Gerdell handed out a proposal asking the City to adopt an ordinance to permit, license and regulate street performers or buskers in public commercial portions of the City.

The next speaker was June Kechler, 275 River Drive. Ms. Kechler inquired to why HCW had stated that they would be announcing their new tenants for Branson Landing in Las Vegas rather than in Branson. Rick Huffman responded that there would be no such announcement in Las Vegas.

Ron Herschend, 1211 Hwy F, spoke as Western County Commissioner indicating he wanted to make the Board aware of a concern on the Bee Creek Sewer Project. Mr. Herschend had a concern about the delay in obtaining the easement documents for the easements procurement. He stated they were assured on March 11, 2004 that the easements would all come in on a timely basis and the last of them would be completed by May 15th, which is the deadline with the County's contractor. Timing is important so that we can get all of the documents needed for the state revolving funding in the fall. If we miss that deadline the project will be pushed back until next June or July. As of last Thursday, I was made aware that we only have 10% of the easement documents. When talking with Burns & McDonald they indicated they hoped to have another 65% done by May 15, and the balance of them the week following that date. Mr. Herschend said he just wanted to update the Board as we may need to try and figure out what we can do to aid the easement procurement process. Administrator Dody said he thought everything was pretty much on schedule and asked City Engineer David Miller to explain. David Miller responded that he had been in contact with Burns & McDonald and they had indicated

that up to 90% of the documents would be done by May 15th and the remaining 10% would be done within the following week. David said that as of last week Pat Barnett has been provided 118 easements and Mr. Barnett has not obtained signatures on any of them. According to Mr. Miller, Burns and McDonald is not holding up the project and their portion will be completed shortly. Additional discussion followed on various conversations that were had in past weeks on this subject and the parties involved.

Chuck Pennel, 353 Quincy Road, Kirbyville, thanked Alderman Purvis for the resolution he introduced on alcohol in the theaters. He spoke of his interest in learning more about branding and his concern about how much the county could actually help in the support of the project. The county is on a budget and he was blindsided by Mr. Herschend's offer. Additional discussion was had about a first class county's levying of property tax and how 25% of these taxes in other counties normally flow back to the cities in those counties for road improvements. Taney County is a first class county but has been exempt from this requirement.

John Logan, 2277 Lakeshore Drive, discussed the Green Mountain Drive pothole by McDonalds. Mr. Logan also gave a thank you to Alderman Purvis for the resolution he presented.

Mayor Pro Tem Huff stated that concluded the Public Comments section and entertained a motion to adjourn to Executive Session.

EXECUTIVE SESSION:

Alderman Gass moved to go into closed Executive Session pursuant to Section 610.021.1 RSMo for litigation, 610.021.2 for real estate and 610.021.3 for personnel. Motion was seconded by Alderman Barker. Voting aye: Gass, Barker, Martin, Huff, Edie, and Purvis. Nays: none. Motion carried.

ADJOURN:

Mayor Pro Tem Huff entertained a motion to adjourn. Alderman Barker moved to adjourn, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, Edie, and Purvis. Nays: none. Motion carried. Meeting was adjourned at 9:52 p.m.