

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF ALDERMEN
CITY OF BRANSON, MISSOURI, FEBRUARY 28, 2005**

The Board of Aldermen of the City of Branson, Missouri met in regular session in the Council Chambers of the City Hall on February 28, 2005 at 7:00 p.m. with the following members present:

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

Also present from the City were: Assistant City Administrator Frank Schoneboom, City Attorney Dan Wichmer, City Clerk Sandra Williams, Deputy City Clerk Westfall, Director of Engineering David Miller, Fire Chief Carl Sparks, Director of Economic Development Mike Rankin, Director of Communications Jerry Adams, Director of Finance Deanna Schlegel, Director of Planning and Zoning Don Stephens, Police Chief Steve Mefford, and Director of Health Linn Smith.

Mayor Pro Tem Huff called the meeting to order with the "Pledge of Allegiance" and Larry VanGilder gave the invocation.

Mayor Pro Tem Huff asked for any additions or corrections to the Minutes of the Work Session meeting of February 14, 2005 and the Regular Meeting and Public Comments meeting of February 14, 2005. Receiving none, Mayor Pro Tem Huff entertained a motion to approve the Minutes as presented. Alderman Purvis made the motion to approve the Minutes as presented, seconded by Alderman Barker. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

**APPROVAL OF
MINUTES**

Alderman Gass made a motion to move Item 7 from the Consent Agenda and place it as Item 7 on the Regular Agenda. Alderman Purvis seconded the motion. Voting aye: Gass, Barker, Martin, Edie and Purvis. Nays: none. Motion carried.

CONSENT AGENDA:

Mayor Pro Tem Huff asked City Clerk Williams to read the items being considered on the Consent Agenda. City Clerk Williams read the following Consent Agenda items by title:

Receipt of minutes of the Park Board meeting of January 13, 2005 was acknowledged within the Consent Agenda. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

**ACKNOWLEDGEMENT
OF MINUTES**

Final reading of Bill No. 2981 an ordinance approving an Electric Power easement to the Empire District Electric Company, and authorizing the Mayor to execute the easement pertaining to the Skaggs Road roundabout property, was read by title by City Clerk Williams and approved within the Consent Agenda. Voting

**BILL NO. 2981
EMPIRE DISTRICT
ELECTRIC COMPANY
ORD. NO. 2005-015**

aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. Ordinance No. 2005-015 was duly enacted.

Final reading of Bill No. 2983 an ordinance amending Title VII of the Branson Municipal Code, Chapter 710, by repealing Section 710.130 *Interceptors* and adopting a new Section 710.130 the *Fats Oils, and Grease Management Program*, was read by title by City Clerk Williams and approved within the Consent Agenda. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. Ordinance No. 2005-016 was duly enacted.

BILL NO. 2983
BRANSON MUNICIPAL
CODE-CHAPTER 710
FATS, OIL & GREASE
MANAGEMENT
PROGRAM
ORD. NO. 2005-016

Final reading of Bill No. 2984 an ordinance amending the Branson Municipal Code, Section 215.100 to increase certain Park User Fees, was read by title by City Clerk Williams and approved within the Consent Agenda. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. Ordinance No. 2005-017 was duly enacted.

BILL NO. 2984
BRANSON MUNICIPAL
CODE-SECTION 215
PARK USER FEES
ORD. NO. 2005-017

Final reading of Bill No. 2985 an ordinance accepting the proposal of bid award to Turf Professionals Equipment Company, First Choice Farm & Lawn, Van Wall Equipment, and Race Brothers for maintenance equipment used at the Branson RecPlex for the City of Branson, and authorizing the Mayor to execute the agreements, was read by title by City Clerk Williams and approved within the Consent Agenda. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. Ordinance No. 2005-018 was duly enacted.

BILL NO. 2985
BID AWARD
REC/PLEX
EQUIPMENT
ORD. NO. 2005-018

Final reading of Bill No. 2986 an ordinance accepting the proposal of bid award between PCIT Company, Inc. and the City of Branson, and authorizing the Mayor to enter into the agreement pertaining to the Phase I Convention Center Site Demolition Project, was read by title by City Clerk Williams and approved within the Consent Agenda. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. Ordinance No. 2005-019 was duly enacted.

BILL NO. 2986
BID AWARD
PHASE I DEMOLITION
CONVENTION
CENTER SITE
PROJECT
ORD. NO. 2005-019

Mayor Pro Tem Huff asked for any corrections on the Consent Agenda as read. Receiving none, Mayor Pro Tem Huff entertained a motion to approve the Consent Agenda as presented. Alderman Barker made the motion, seconded by Alderwoman Martin. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

REGULAR AGENDA:

Alderman Gass moved to postpone the final reading of Bill No. 2982 to no later than March 14, 2005, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

**BILL NO. 2982
POSTPONED**

The next item on the agenda was a resolution providing for the election of the City Clerk for the City of Branson, Missouri read by City Clerk Williams and Frank Schoneboom provided the staff report. Mayor Pro Tem Huff entertained a motion to approve the resolution. Alderman Purvis made the motion, seconded by Alderman Barker. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. Resolution No. 2005-R002 was adopted.

**RESOLUTION
NO. 2005-R002
ELECTION OF
CITY CLERK**

The Branson Municipal Judge, Thomas Motley administered the Oath of Office to the new City Clerk, Lisa K Westfall. Mrs. Westfall was presented with a plaque, the city seal and roses. Retiring City Clerk Williams was recognized for her 15 years of service to the City of Branson. Mrs. Williams was presented a plaque and roses.

A status report on the Branson Landing and Convention Center Projects was provided by Jim Martin of the Benham Company, and he reviewed the various disbursement as follows: Request #51CC in the amount of \$11,251.00; Request #51WF in the amount of \$618,230.80; Request #51MI in the amount of \$136,590.52. After discussion by the Board and audience, Mayor Pro Tem Huff entertained a motion accepting the report as presented. Alderman Barker made the motion, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

**STATUS REPORT
BRANSON LANDING
& CONVENTION CENTER
PROJECTS**

At this time, Ross Summers of the Branson/Lakes Area Chamber of Commerce presented the Quarterly Marketing Report. The report was in the form of a power point presentation which outlined the latest trends in Branson and the nation relative to tourism marketing. Mr. Summers also presented a short overview of the program presented at the American Bus Association Convention. He also played a video that is currently being used for customer training by area businesses in the tourism industry. Mayor Pro Tem Huff entertained a motion to accept the report as presented. Alderman Barker moved to approve the report as presented, seconded by Alderman Gass. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

**BRANSON/LAKES
AREA CHAMBER
OF COMMERCE
QUARTERLY
MARKETING
REPORT**

Presentation by OACAC Affordable Housing Committee with Max Lytle giving the report. Mr. Lytle discussed the need for affordable housing in the area and asked the City to fund a professional study for \$2,000. Discussion by the Board on possible

**PRESENTATION BY
OACAC AFFORDABLE
HOUSING
APPROVAL FOR**

location and types of housing that would be considered along with the procedure that will be used to identify individuals in need and the funding available. Alderman Gass made a motion for the city to allocate \$2,000 to provide support for the housing study, seconded by Barker. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. **STUDY FUNDING**

First reading of Bill No. 2978 an ordinance annexing property owned by Majestic Pointe, LTD was read by title by City Clerk Westfall and Don Stephens provided the staff report. Mayor Pro Tem Huff entertained a motion to approve the first reading of Bill No. 2978. Alderwoman Martin made the motion, seconded by Alderman Purvis. Discussion. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. **BILL NO. 2978
ANNEXATION
MAJESTIC
POINTE, LTD**

Public Hearing and first reading of Bill No. 2979 an ordinance approving a zoning change from “R-1” Single-Family Residential to “C” Commercial for a parcel of land located on the southeast corner of the Francis Street Extension and Little Pete’s Road, Branson, Missouri was read by title by City Clerk Westfall and Don Stephens provided the staff report. Mayor Pro Tem Huff entertained a motion to approve the first reading of Bill No. 2979. Alderman Gass made the motion, seconded by Alderwoman Martin. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. **BILL NO. 2979
ZONING CHANGE
“R-1” TO FRANCIS
EXTENSION &
LITTLE PETE’S RD.**

First reading of Bill No. 2980 an ordinance approving a contractual agreement between Johnny-On-The-Spot, Inc. and the City of Branson to authorize the disposal of special wastes into the City of Branson Wastewater Treatment Plants, and authorizing the Mayor to execute the agreement was read by title by City Clerk Westfall and Larry Van Gilder provided the staff report. Mayor Pro Tem Huff entertained a motion to approve the first reading of Bill No. 2980. Alderman Barker moved to approve the motion, seconded by Alderman Purvis. Discussion. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. **BILL NO. 2980
AGREEMENT
JOHNNY-ON-THE-SPOT**

First reading of Bill No. 2987 an ordinance reappointing members to the Tax Increment Financing Commission of the City of Branson, Missouri was read by title by City Clerk Westfall, and Frank Schoneboom provided the staff report. Mayor Pro Tem Huff entertained a motion to approve the first reading of Bill No. 2987. Alderman Gass made the motion, seconded by Alderwoman Martin. Discussion. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. **BILL NO. 2987
REAPPOINTING
MEMBERS TO TIF
COMMISSION**

First reading of Bill No. 2988 an ordinance accepting the proposal of bid award to Best Contracting to remove existing roofing materials and install new metal roofing on two (2) equipment buildings at the Cliff Drive Water Treatment Plant for the City of Branson, and authorizing the Mayor **BILL NO. 2988
BID AWARD
BEST CONTRACTING
CLIFF DRIVE WATER
TREATMENT PLANT**

to execute the agreement, was read by title by City Clerk Westfall, and Larry VanGilder provided the staff report. Mayor Pro Tem Huff entertained a motion to approve the first reading of Bill No. 2988. Alderman Barker moved to approve the bill on first reading and Alderman Purvis seconded. Discussion. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

First reading of Bill No. 2989 an ordinance accepting the proposal of **BILL NO. 2989**
bid award to Murphy Tractor & Equipment Co. for a backhoe used in **BID AWARD**
the Water Distribution Division of the City of Branson, and authorizing **MURPHY TRACTOR**
the Mayor to execute the agreement, was read by title by City **& EQUIPMENT CO.**
Clerk Westfall, and Larry VanGilder provided the staff report. Mayor **BACKHOE**
Pro Tem Huff entertained a motion to approve the first reading of Bill
No. 2989. Alderman Gass moved to approve the bill on first reading, seconded by Alderman
Purvis. Discussion. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none.
Motion carried.

Resolution readdressing property known as The Great Wall **READDRESSING**
currently located at 1343 W. State Hwy 76, changing to 1315 W. State Hwy. **PROPERTIES**
76' readdressing property known as Elenitas currently located at 3524 **THE GREAT WALL,**
Keeter Street, changing to 3522 Keeter Street; readdressing property **ELENITAS,**
known as Buster's Video currently located at 2174 State Hwy. 165, **BUSTER'S VIDEO, &**
changing to 280 Terrace Road; readdressing property known as **BRANSON BALLOON**
Branson Balloon currently located at 3218 Shepherd of the Hills **RESOLUTION NO.**
Expressway, changing to 2818 Shepherd of the Hills Expressway, all in **2005-R003**
Branson, Taney County, Missouri, was read by title by City Clerk Westfall,
and Don Stephens provided the staff report. Mayor Pro Tem Huff entertained a motion to
adopt the resolution. Alderman Purvis moved to approve the resolution, seconded by
Alderwoman Martin. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none.
Motion carried. Resolution No. 2005-R003 was adopted.

Resolution approving assignment of commercial ground lease from **COMMERCIAL**
Lodge of the Ozarks, Inc. to the Merrimar Group, LLC of a portion of **GROUND LEASE**
city property more commonly known as Old Branson Airport, was **MERRIMAR GROUP**
read by title by City Clerk Westfall, and Dan Wichmer provided the staff **RESOLUTION NO.**
report. Mayor Pro Tem Huff entertained a motion to adopt the resolution. **2005-R004**
Alderman Barker moved to approve the resolution, seconded by
Alderwoman Martin. Voting aye: Gass, Barker, Martin, Huff, Edie and
Purvis. Nays: none. Motion carried. Resolution No. 2005-R004 was adopted.

Resolution supporting the Local Records Grant Program **RECORDS GRANT**
and approving a grant application through the Missouri Secretary of State, **PROGRAM**
was read by title by City Clerk Westfall, and Lisa Westfall provided the **RESOLUTION NO.**
staff report. Mayor Pro Tem Huff entertained a motion to adopt the **2005-R005**
resolution. Alderman Gass moved to approve the resolution, seconded
by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, Edie and
Purvis. Nays: none. Motion carried. Resolution No. 2005-R005 was adopted.

DISBURSEMENTS:

Mayor Pro Tem Huff stated the next item was review of the disbursements, and asked if there were any questions regarding the disbursements. Receiving none, Mayor Pro Tem Huff entertained a motion to approve the disbursements as presented. Alderman Gass moved to approve the disbursements as presented, seconded by Alderman Purvis. No discussion. Voting aye: Gass, Barker, Martin, Huff, Edie, and Purvis. Nays: none. Motion carried.

OTHER BUSINESS:

Mayor Pro Tem Huff asked if there was any other business that a member of the Board of Aldermen would like to introduce as an official agenda item for discussion and action by the Board. Hearing none, Mayor Pro Tem Huff opened the floor for Aldermen and Administrator's Reports.

ALDERMEN/ADMINISTRATOR'S REPORTS

Alderman Gass thanked Presiding Commissioner Pennel for the work being done at the Fall Creek and Hwy 165 interchange. **GASS**

Alderman Barker asked everyone to remember the Mayor at this time of the loss of his brother. He thanked Sandra for her years of work as the City Clerk and welcomed Lisa. **BARKER**

Alderman Martin expressed her appreciation to Larry VanGilder, David Miller and Chuck Pennel for the work being done on the Fall Creek intersection. **MARTIN**

Alderman Huff thanked Sandra and congratulated Lisa. **HUFF**

ADJOURN:

At this time Mayor Pro Tem Huff entertained a motion to adjourn. Alderman Purvis made the motion to adjourn, seconded by Alderman Barker. Voting aye: Gass, Barker, Martin, Huff, Edie, and Purvis. Nays: none. Motion carried. Meeting was adjourned at 9:12 p.m.