

MINUTES

THE REGULAR MEETING OF THE BOARD OF ALDERMEN CITY OF BRANSON, MISSOURI June 12, 2006

INTRODUCTORY

The Board of Aldermen of the City of Branson, Missouri met in regular session in the Council Chambers of the City Hall on June 12, 2006 at 7:00 p.m. with the following members present:

Mayor Schaefer presiding, Dick Gass, Stan Barker, Beverly Martin, Ron Huff, and Jack Purvis. Absent: David Edie.

Also present from the City were: City Administrator Terry Dody, Assistant City Administrator Frank Schoneboom, City Attorney Paul Link, Assistant City Attorney Matt Thompson, City Clerk Lisa Westfall, Director of Engineering David Miller, Director of Communications Jerry Adams, Director of Finance Deanna Schlegel, Director of Public Works Larry VanGilder, Police Chief Caroll McCullough, and Director of Parks and Recreation Cindy Shook.

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

APPROVAL OF MINUTES

Mayor Schaefer asked for any additions or corrections to the Minutes of the Board of Aldermen Regular Meeting and Public Comments Meeting of May 22, 2006; and the Special Meeting of June 1, 2006. Receiving none, Mayor Schaefer asked for a motion approving the Minutes as presented. Alderman Huff moved to approve as presented, seconded by Alderman Barker. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried.

CONSENT AGENDA

Mayor Schaefer asked City Clerk Westfall to read the items being considered on the Consent Agenda. City Clerk Westfall read the following Consent Agenda items by title:

ACKNOWLEDGEMENT RECEIPT OF MINUTES

Receipt of the Park Board meeting minutes of April 25, 2006 was acknowledged within the Consent Agenda. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried.

BILL NO. 3256

Ord. No. 2006-080

Approving "C" Commercial Zoning for property known as Bluebird Mountain located at the southeast corner of State Highway 376 and State Highway 265.

Final reading of Bill No. 3256, an ordinance approving "C" Commercial Zoning for property known as Bluebird Mountain located at the southeast corner of State Highway 376 and State Highway 265 Branson, Missouri and identified by Taney County ID 18-2.0-03-000-000-004.000, 18-2.0-03-000-000-004.001, 18-2.0-03-000-000-005.000, 18-2.0-03-000-000-006.000, 18-2.0-03-000-000-007.000 and 18-2.0-03-000-000-007.001. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Ordinance No. 2006-080 was duly enacted.

BILL NO. 3257

Ord. No. 2006-081 **Approving "PD" Planned Development Zoning for property located at 1810 Pointe Royale Drive.**

Final reading of Bill No. 3257, an ordinance approving "PD" Planned Development Zoning for property located at 1810 Pointe Royale Drive, Branson, Missouri and identified by Taney County ID 18-6.0-14-004-001-013.000. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Ordinance No. 2006-081 was duly enacted.

BILL NO. 3258

Ord. No. 2006-082 **Approving "PD" Planned Development Zoning for property located adjacent to Branson Hills, referred to as the Cedarview Addition.**

Final reading of Bill No. 3258, an ordinance approving "PD" Planned Development Zoning for property located adjacent to Branson Hills Branson, Missouri and identified by Taney County ID 08-4.0-18-000-000-001.002. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Ordinance No. 2006-082 was duly enacted.

BILL NO. 3259

Ord. No. 2006-083 **Approving "PD" Planned Development Zoning for property located adjacent to Branson Hills, referred to as the Garippo Addition.**

Final reading of Bill No. 3259, an ordinance approving "PD" Planned Development Zoning for property located adjacent to Branson Hills, Branson, Missouri and identified by Taney County ID 08-4.0-18-000-000-005.003. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Ordinance No. 2006-083 was duly enacted.

BILL NO. 3260

Ord. No. 2006-084 **Approving "PD" Planned Development Zoning for property located adjacent to Branson Hills, referred to as the MPI Addition.**

Final reading of Bill No. 3260, an ordinance approving "PD" Planned Development Zoning for property located adjacent to Branson Hills, Branson, Missouri and identified by Taney County ID 08-4.0-17-000-000-024.000. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Ordinance No. 2006-084 was duly enacted.

BILL NO. 3261

Ord. No. 2006-085 **Amending Branson Municipal Code, Chapter 62, Parks and Recreation, Article I, In General, by amending Section 62-11 relating to Campground Fees.**

First reading of Bill No. 3261, an ordinance amending the Branson Municipal Code Chapter 62, *Parks and Recreation*, Article 1, *In General*, by amending Section 62-11 relating to campground fees. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Ordinance No. 2006-085 was duly enacted.

BILL NO. 3262
Ord. No. 2006-086

Appointing Thomas Motley as Municipal Court Judge for a two year term.

Final reading of Bill No. 3262, an ordinance appointing Thomas Motley as Municipal Court Judge for a two year term. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Ordinance No. 2006-086 was duly enacted.

BILL NO. 3263
Ord. No. 2006-087

Vacating an ingress/egress easement to J.C. Cain.

Final reading of Bill No. 3263, an ordinance vacating an ingress/egress easement to J.C. Cain in the Northwest Quarter of the Southeast Quarter of Section 2, Township 22 North, Range 22 West, Taney County, Missouri. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Ordinance No. 2006-087 was duly enacted.

BILL NO. 3264
Ord. No. 2006-088

Amending an agreement between the City of Branson and Berger Devine Yaeger, Inc. for design of the Business 65 traffic roundabout.

Final reading of Bill No. 3264, an ordinance authorizing the Mayor to execute an amendment to the agreement between the City of Branson and Berger Devine Yaeger, Inc. for design of the Business 65 traffic roundabout located on the south end of the Lake Taneycomo bridge. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Ordinance No. 2006-088 was duly enacted.

BILL NO. 3265
Ord. No. 2006-089

Amending the Branson Municipal Code, Chapter 10, *Alcoholic Beverages*, Article II, *Licenses*, Section 10-31, by adding a *Wine Manufacturers License*.

Final reading of Bill No. 3265, an ordinance amending the Branson Municipal Code, Chapter 10, *Alcoholic Beverages*, Article II, *Licenses*, Section 10-31, by adding a wine manufacturer's license. Voting aye: Gass, Barker, Martin, Huff and Purvis. Absent: Edie. Nays: None. Motion carried. Ordinance No. 2006-089 was duly enacted.

Mayor Schaefer opened the floor for a motion to approve the Consent Agenda. Alderman Gass so moved, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried.

REGULAR AGENDA

STATUS REPORT ON BRANSON LANDING AND CONVENTION CENTER

Presentation of status report on Branson Landing and Convention Center Projects by Jim Martin of the Benham Company and Rick Huffman of HCW. Discussion. Mr. Martin reported disbursements as follows: Request #75CC in the amount of \$634,614.94; #75CC-R in the amount of \$2,275.47; #75MI in the amount of \$49,905.51; #75MI-BLB in the amount of \$242,822.96; #75MI-SS in the amount of \$395,091.90 and #75WF in the amount of \$116,848.37.

Speaker: Bob Haswell – Branson Sightseeing Bus

addressed the board. Mayor Schaefer asked for a motion to accept the report. Alderman Purvis so moved, seconded by Alderman Barker. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried.

BILL NO. 3266

Ord. No. 2006-090 **Dedicating Branson Landing Boulevard as a public street right-of-way.**

First reading of Bill No. 3266, an ordinance dedicating Branson Landing Boulevard as a public street right-of-way was read by title by City Clerk Westfall, and the staff report was presented by David Miller. Mayor Schaefer asked for a motion approving the first reading of Bill No. 3266. Alderman Gass so moved, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. City Clerk Westfall read Bill No. 3266 by title for the final reading. Mayor Schaefer asked for a motion approving the final reading of Bill No. 3266. Alderman Huff moved to approve the final reading of Bill No. 3266, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Ordinance No. 2006-090 was duly enacted.

BILL NO. 3267

Accepting the proposal to Logic Inc. to upgrade software for the lift station radio/computer monitoring and control system for the Public Works Department.

First reading of Bill No. 3267, an ordinance accepting the proposal to Logic Inc. to upgrade software for the lift station radio/computer monitoring and control system for the Public Works Department for the City of Branson, and authorizing the Mayor to execute the agreement was read by title by City Clerk Westfall, and the staff report was presented by Larry VanGilder. Mayor Schaefer asked for a motion approving the first reading of Bill No. 3267, Alderman Gass so moved, seconded by Alderman Purvis. Discussion. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried.

BILL NO. 3268

Ord. No. 2006-091 **Accepting the proposal of bid award to Wickman's Gardens for an irrigation system used at the Branson RecPlex.**

First reading of Bill No. 3268, an ordinance accepting the proposal of bid award to Wickman's Gardens for an irrigation system 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 Westfall, and the staff report was presented by Cindy Shook. Mayor Schaefer asked for a motion approving the first reading of Bill No. 3268. Alderman Barker moved to approve on first reading, seconded by Alderwoman Martin. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. City Clerk Westfall read Bill No. 3268 by title for the final reading. Mayor Schaefer asked for a motion approving the final reading of Bill No. 3268. Alderman Purvis so moved, seconded by Alderwoman Martin. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Ordinance No. 2006-091 was duly enacted.

BILL NO. 3269

Accepting the proposal of bid award to Missouri Electric Motors & Controls LLC to provide materials and installation for four Variable Frequency Drives for the Public Works Department.

First reading of Bill No. 3269, an ordinance accepting the proposal of bid award to Missouri Electric Motors and Controls LLC to provide materials and installation for four Variable

Frequency Drives for the Public Works Department for the City of Branson, and authorizing the Mayor to execute the agreement was read by title by City Clerk Westfall, and the staff report was presented by Larry VanGilder. Mayor Schaefer asked for a motion approving the first reading of Bill No. 3269, Alderman Barker moved to approve the bill, seconded by Alderman Purvis. Discussion. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried.

RESOLUTIONS

**RESOLUTION NO.
2006-R017**

Resolution for the appointment of a representative to the Southwest Missouri Solid Waste Management District "N" Executive Board.

A resolution for the appointment of a representative to the Southwest Missouri Solid Waste Management District "N" Executive Board was read by title by City Clerk Westfall, and the staff report was presented by Larry VanGilder. Mayor Schaefer asked for a motion adopting the resolution. Alderwoman Martin so moved, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Resolution No. 2006-R017 was adopted.

**RESOLUTION NO.
2006-R018**

Resolution approving a modification to a plan of operation for a public transit system.

Public hearing and Resolution approving a modification to a plan of operation for a public transit system was read by title by City Clerk Westfall, and the staff report was presented by David Miller. Mayor Schaefer opened the public hearing and asked for anyone wishing to speak in favor or opposition of this matter. Hearing none, Mayor Schaefer closed the public hearing. Mayor Schaefer asked for a motion adopting the resolution. Alderman Purvis so moved, seconded by Alderwoman Martin. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Resolution No. 2006-R018 was adopted.

APPOINTMENTS

Appointment of Tree Board and Board of Appeals Members

Mayor Schaefer made the following Tree Board and Board of Appeals Members appointments:

Mark McSpadden	Reappointment to serve on the Tree Board, with a term through April 2009
Julie Wolfe	Reappointment to serve on the Tree Board, with a term through April 2007
Ben Kinel	Appointment to serve on the Tree Board, with a term through April 2008
Clark Harris	Appointment to serve on the Tree Board, with a term through April 2009
Walt Stone	Appointment to serve on the Tree Board, with a term through April 2007
Rob Burke	Appointment to serve on the Board of Appeals, with a term through April 2010

Mayor Schaefer asked for a motion approving these appointments. Alderman Huff moved to approve the Mayor's appointments, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried.

DISBURSEMENTS

Mayor Schaefer stated the next item was review of disbursements, and asked if there were any questions regarding the disbursements. Alderman Huff moved to approve the disbursement statement as presented, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried.

OTHER BUSINESS

Mayor Schaefer asked if there was any other City 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. Receiving none, Mayor then opened the floor for Aldermen reports.

ALDERMEN/ADMINISTRATOR'S REPORTS

Alderman Gass gave positive comments on the roundabout.

Alderwoman Martin extended a welcome to the Veteran's and accolades for Branson Landing.

Alderman Purvis complimented Branson Landing and stated he hoped the county commission will step up to the plate like promised to help get the roundabout open at the south end of Lake Taneycomo bridge so emergency vehicles can get through in an expedient manner.

Mayor Schaefer mentioned that the roundabout is working well and thanked Rick Huffman for a wonderful job on Branson Landing.

ADJOURN

At this time Mayor Schaefer asked for a motion to adjourn. Alderman Huff so moved, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, and Purvis. Absent: Edie. Nays: none. Motion carried. Mayor Schaefer adjourned the meeting at 7:45 p.m.