

MINUTES

THE REGULAR MEETING OF THE BOARD OF ALDERMEN CITY OF BRANSON, MISSOURI

August 14, 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 August 14, 2006 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: City Administrator Terry Dody, Assistant City Administrator Frank Schoneboom, City Attorney Paul Link, City Clerk Lisa Westfall, Director of Communications Jerry Adams, Director of Economic Development Mike Rankin, Director of Engineering David Miller, Director of Finance Deanna Schlegel, Director of Public Works Larry VanGilder, Director of Health Linn Smith, Police Chief Carol McCullough, and Director of Planning and Zoning Don Stephens.

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

APPROVAL OF MINUTES

Mayor Pro Tem Huff asked for any additions or corrections to the Minutes of the Board of Aldermen Regular Meeting and Public Comments Meeting of July 24, 2006; Special Meetings of August 3, 2006 and August 9, 2006. Receiving none, Mayor Pro Tem Huff asked for a motion approving the Minutes as presented. Alderman Barker moved to approve as presented, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

Alderman Gass made a motion removing Item No. 2 from the Consent Agenda and placing it as Item No. 7A on the Regular Agenda. Alderman Purvis seconded the motion. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

CONSENT AGENDA

Mayor Pro Tem Huff 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:

BILL NO. 3286

Ord. No. 2006-112 Enacting a final subdivision plat of The Shoppes at Branson Hills.

Final reading of Bill No. 3286, an ordinance enacting a final subdivision plat of The Shoppes at Branson Hills located at the southwest corner of U.S. Highway 65 and Branson Hills Parkway Branson, Missouri. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. Ordinance No. 2006-112 was duly enacted.

BILL NO. 3289
Ord. No. 2006-114

Authorizing to perform criminal background checks for the purpose of hiring employees.

Final reading of Bill No. 3289, an ordinance authorizing the City of Branson, Missouri to perform criminal background checks for the purpose of hiring employees. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. Ordinance No. 2006-114 was duly enacted.

BILL NO. 3291
Ord. No. 2006-115

Accepting the proposal of bid award for Communications Equipment for the Police Department.

Final reading of Bill No. 3291, an ordinance accepting the proposal of bid award for the purchase of communications equipment for the Branson Police Department, and authorizing the Mayor to execute the same. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. Ordinance No. 2006-115 was duly enacted.

BILL NO. 3292
Ord. No. 2006-116

Accepting the proposal of bid award for the purchase of In-Car Video Systems for the Police Department.

Final reading of Bill No. 3292, an ordinance accepting the proposal of bid award for the purchase of in-car video systems for the Branson Police Department and authorizing the Mayor to execute same. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. Ordinance No. 2006-116 was duly enacted.

Mayor Pro Tem Huff opened the floor for a motion to approve the Consent Agenda. Alderman Gass so moved to approve as presented, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. 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. Mayor Pro Tem Huff asked for a motion to accept the report as presented. Alderman Barker so moved, seconded by Alderwoman Martin. Discussion. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

BRANSON/LAKES AREA CHAMBER OF COMMERCE QUARTERLY REPORT

Presentation of the Quarterly Marketing Report by Ross Summers of the Branson/Lakes Area Chamber of Commerce, as required by contract. Mayor Pro Tem Huff asked for a motion to accept the report as presented. Alderman Purvis so moved, seconded by Alderwoman Martin. Mayor Pro Tem Huff asked for anyone wishing to speak regarding this matter. Steve Redford, 7869 Cozy Cove, Branson, MO, addressed the Board. Discussion. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

BILL NO. 3288

Ord. No. 2006-113 Approving the Commerce Park Master Development Agreement.

Final reading of Bill No. 3288, an ordinance of the Board of Aldermen of the City of Branson, Missouri, approving the Commerce Park Master Development Agreement between Branson Commerce Park, LLC and the City of Branson, Missouri, was read by City Clerk Westfall and the report was presented by Rick McConnell of Gilmore & Bell. Alderman Gass moved to amend the Commerce Park Master Development Agreement attached to Bill No. 3288 to provide that (1) only one Neighborhood Improvement District will be formed in association with the completion of the project improvements, (2) that the requirement that a separate Water Improvements Agreement be put in place be deleted, (3) that the improvements previously to be financed through the Water District NID be funded through a Community Improvement District or Developer financing, and (4) that the Agreement be conformed to be consistent with the changes required by this motion, seconded by Alderman Barker. Mayor Pro Tem Huff asked for anyone wishing to speak regarding this amendment. Hearing none, Mayor Pro Tem Huff called for the vote. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. Alderman Gass moved to approve the bill as amended, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. Ordinance No. 2006-113 was duly enacted.

BILL NO. 3293

Approving the addition of the real property to the Branson Hills Community Improvement District.

Public hearing and first reading of Bill No. 3293, an ordinance approving the addition of real property to the Branson Hills Community Improvement District, was read by title by City Clerk Westfall, and the report was presented by Rick McConnell of Gilmore & Bell. Mayor Pro Tem Huff opened the public hearing and asked for anyone wishing to speak in favor or opposition of this matter. Hearing none, Mayor Pro Tem Huff closed the public hearing and asked for a motion approving the first reading of Bill No. 3293. Alderman Gass so moved, seconded by Alderwoman Martin. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

BILL NO. 3294

Annexing property owned by Branson Hills Development Company, LLC, into the City of Branson, Missouri.

Public hearing and first reading of Bill No. 3294, an ordinance annexing property owned by Branson Hills Development Company, LLC, into the City of Branson, was read by title by City Clerk Westfall, and the report was presented by Don Stephens. Mayor Pro Tem Huff opened the public hearing and asked for anyone wishing to speak in favor or opposition of this matter. Hearing none, Mayor Pro Tem Huff closed the public hearing and asked for a motion approving the first reading of Bill No. 3294. Alderman Barker moved to approve the bill, seconded by Alderman Purvis. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

BILL NO. 3295

Amending Chapter 78 of the Branson Municipal Code, Section 78-3, clarifying the permitted use of public property in commercial areas of Branson.

First reading of Bill No. 3295, an ordinance amending Chapter 78 of the Branson Municipal Code, Section 78-3, clarifying the permitted use of public property in commercial areas of Branson, was read by title by City Clerk Westfall, and the staff report was presented by Don Stephens. Mayor Pro Tem Huff asked for a motion approving the first reading of Bill No. 3295. Alderman Purvis moved to approve, seconded by Alderman Edie. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

BILL NO. 3296

Authorizing the expenditure of funds from the City's Tourism Tax Contingency Fund for the Branson Area Festival of Lights.

First reading of Bill No. 3296, an ordinance authorizing the expenditure of funds from the City's Tourism Tax Contingency Fund to the Branson Lakes Area Chamber of Commerce for the installation of Branson Festival of Lights stars, authorizing the preparation and execution of the contract, was read by title by City Clerk Westfall, and the staff report was presented by Jerry Adams and David Arney, Branson Area Festival of Lights Committee, Chairperson. Mayor Pro Tem Huff asked for a motion approving the first reading of Bill No. 3296. Alderman Gass so move, seconded by Alderman Barker. Discussion. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

BID AWARD

BILL NO. 3297

Accepting the proposal of bid award for a backup electrical generator and related equipment for the elevator in the Public Works office building at the new Pacific Street water tower.

First reading of Bill No. 3297, an ordinance accepting the proposal of bid award to provide a backup electrical generator and related equipment for the elevator in the Public Works office building at the new Pacific Street water tower 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 Pro Tem Huff asked for a motion approving the first reading of Bill No. 3297. Alderman Purvis so move, seconded by Alderman Barker. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

RESOLUTIONS

**RESOLUTION NO.
2006-R022**

Discussion and Resolution of proposed increase of water and sewer rates

Discussion of a proposed increase of water and sewer rates for the City of Branson, Missouri with a resolution setting the date for public presentation and public hearing on the water and sewer utility budget and rates, was read by title by City Clerk Westfall, and the staff report was presented by Larry VanGilder. Mayor Pro Tem Huff asked for a motion adopting this resolution. Alderman Purvis so move, seconded by Alderwoman Martin. Discussion. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried.

DISBURSEMENTS

Mayor Pro Tem Huff stated the next item was review of disbursements, and asked if there were any questions regarding the disbursements. Receiving none, Mayor Pro Tem Huff asked for a motion to approve the disbursements as presented. Alderwoman Martin so moved to approve the disbursement statement as presented, seconded by Alderman Gass. 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. Alderman Huff read a letter dated August 14, 2006 addressed to the Taney County Commissioners, which was in response to a July 24, 2006, letter to the city from the Taney County Commissioners. (attached)

ALDERMEN/ADMINISTRATOR'S REPORTS

Alderman Edie spoke of a rumor regarding a letter the Alderman supposedly sent asking for citizens to vote for a person. He stated no such letter was sent.

Alderman Huff stated that a lot of people showed up for the annual Summer Cruise and Caroll McCullough, Chief of Police, gave a brief update.

Alderwoman Martin commented on the news coverage on the news about our litter program.

Alderman Barker applauded the Chamber of Commerce Report presented by Ross Summers.

Alderman Gass echoed Alderman Barker's comment on the Chamber of Commerce Report and commented on Nixa's sink hole.

Administrator Dody congratulated Chamber of Commerce on getting the Tourism Enhancement District Marketing contract.

ADJOURN

At this time Mayor Pro Tem Huff asked for a motion to adjourn. Alderman Purvis so moved, seconded by Alderman Barker. Voting aye: Gass, Barker, Martin, Huff, Edie and Purvis. Nays: none. Motion carried. Mayor Pro Tem Huff adjourned the meeting at 8:40 p.m.