

MINUTES

THE REGULAR MEETING OF THE BOARD OF ALDERMEN CITY OF BRANSON, MISSOURI January 28, 2008

INTRODUCTORY

The Board of Aldermen of the City of Branson, Missouri met in regular session in the Council Chambers of the City Hall on January 28, 2008 at 7:00 p.m. with the following members present:

Mayor Presley presiding, Jack Purvis, Sandra Williams, Bob McDowell, Dick Gass and Stephen Marshall present. Absent: Stan Barker.

Also present from the City were: Acting City Administrator Frank Schoneboom, City Attorney Paul Link, City Clerk Lisa Westfall, Director of Communications Jerry Adams, Director of Computer Information Services D.J. Cline, Director of Engineering David Miller, Director of Finance Ferris Brown, Fire Chief Carl Sparks, Director of Health Linn Smith, Police Chief Caroll McCullough, Director of Public Works Larry VanGilder and Deputy City Clerk Hillary Bargman.

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

PUBLIC COMMENT

Mayor Presley began the Public Comments section of the Board of Aldermen meeting by stating that the Board would hear citizens that signed up to speak in the order of the first person signing the sheet.

There were no speakers for the evening.

CONSENT AGENDA

Mayor Presley asked if there were any citizens that had any items they wished to have removed from the Consent Agenda for further discussion. Hearing none, Mayor Presley asked if any member of the Board had any items they wished to have removed from the Consent Agenda for further discussion. Alderwoman Williams asked that Item #2, Final Reading of Bill No. 3496 and Item #3. Final Reading of Bill No. 3497, be moved to the regular agenda. Mayor Presley asked City Clerk Westfall to read the items on the Consent Agenda as amended. City Clerk Westfall read the following Consent Agenda items by title.

Approval of the Board of Aldermen Minutes:

January 10, 2008 special meeting.
January 14, 2008 regular meeting.
January 17, 2008 special meeting.

BILL NO. 3498
Ord. No. 2008-008

Approving an amended final subdivision plat for Branson Hills Development Phase 5 for properties located at 200 Wing Foot Drive.

Final reading of Bill No. 3498, an ordinance approving an amended Final Subdivision Plat for Branson Hills Development Phase 5 for properties located at 200 Wing Foot Drive, Branson, Missouri. Voting aye: Purvis, Williams, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Ordinance No. 2008-008 was duly enacted.

BILL NO. 3499
Ord. No. 2008-009

Approving a Final Subdivision Plat for Branson Commerce Park for properties located at 3001 Highway 248.

Final reading of Bill No. 3499, an ordinance approving a Final Subdivision Plat for Branson Commerce Park for properties located at 3001 Highway 248, Branson, Missouri. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Ordinance No. 2008-009 was duly enacted.

BILL NO. 3500
Ord. No. 2008-010

Approving a Final Subdivision Plat for Stone Valley Estates Subdivision for properties located at 1351 Branson Hills Parkway.

Final reading of Bill No. 3500, an ordinance approving a Final Subdivision Plat for Stone Valley Estates Subdivision for properties located at 1351 Branson Hills Parkway, Branson, Missouri. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Ordinance No. 2008-010 was duly enacted.

BILL NO. 3501
Ord. No. 2008-011

Amending Section 86-623 of the Branson Municipal Code: Schedule III: Restricted or Prohibited Parking.

Final reading of Bill No. 3501, an ordinance amending Section 86-623 of the Branson Municipal Code: Schedule III: Restricted or Prohibited Parking. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Ordinance No. 2008-011 was duly enacted.

BILL NO. 3502
Ord. No. 2008-012

Awarding the bid to Comforts of Home Services, Inc. to furnish a portable restroom trailer to be located at the south end of Lakeside RV Park.

Final reading of Bill No. 3502, an ordinance awarding the bid to Comforts of Home Services, Inc. to furnish a portable restroom trailer to be located at the south end of Lakeside RV Park and authorizing the Mayor to execute a contract. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Ordinance No. 2008-012 was duly enacted.

BILL NO. 3503
Ord. No. 2008-013

Awarding the bid to Lindsay Chevrolet, Tri Lakes Ford and Friendly Ford for the purchase of vehicles.

Final reading of Bill No. 3503, an ordinance awarding the bid to Lindsay Chevrolet, Tri Lakes Ford and Friendly Ford for the purchase of vehicles and authorizing the Mayor to execute the same.

Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Ordinance No. 2008-012 was duly enacted.

Mayor Presley opened the floor for a motion to approve all items on the Consent Agenda as amended. Alderman Purvis so moved, seconded by Alderman Marshall. Voting aye: Purvis, Williams, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Motion carried.

REGULAR AGENDA

BILL NO. 3496

Ord No. 2008-006

Approving an agreement between the City of Branson and the Taney County Health Department providing for consolidation of the Health Departments.

Final reading of Bill No. 3496, an ordinance approving an agreement between the City of Branson and the Taney County Health Department providing for consolidation of the Health Departments and authorizing the Mayor to enter into the agreement. Mayor Presley asked for a motion approving the final reading of Bill No. 3496. Alderman Gass so moved, seconded by Alderman Purvis. Mayor Presley then asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Voting aye: Purvis, McDowell, Gass and Marshall. Nays: Williams. Absent: Barker. Ordinance No. 2008-006 was duly enacted.

BILL NO. 3497

Ord. No. 2008-007

Approving a Municipal Code amendment to Chapter 46 by adding Section 46-2 to the Branson Municipal Code giving authority to the Taney County Health Department.

Final reading of Bill No. 3497, an ordinance approving a Municipal Code amendment to Chapter 46 by adding Section 46-2 to the Branson Municipal Code giving authority to the Taney County Health Department. Mayor Presley asked for a motion approving the final reading of Bill No. 3497. Alderman Gass so moved, seconded by Alderman Marshall. Mayor Presley then asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Voting aye: Purvis, McDowell, Gass and Marshall. Nays: Williams. Absent: Barker. Ordinance No. 2008-007 was duly enacted.

The Board of Aldermen expressed their thanks to Linn Smith for her 22 years of service.

QUARTERLY REPORT ON THE CONVENTION CENTER/PARKING GARAGE

A presentation of the quarterly report on the Convention Center/Parking Garage was given by Mark Hartman. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Mayor Presley asked for a motion to accept the report. Alderman Gass so moved, seconded by Alderman Purvis. Voting aye: Purvis, Williams, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Motion carried.

FINANCIAL REPORT FOR THE BRANSON LANDING AND CONVENTION CENTER

A presentation of the final Financial Report for the Branson Landing and Convention Center was given by Ferris Brown. Mayor Presley asked for anyone in the audience wishing to speak

regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Mayor Presley asked for a motion to accept the report. Alderwoman Williams so moved, seconded by Alderman Purvis. Voting aye: Purvis, Williams, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Motion carried.

PRESENTATION ON THE BAFOL CHRISTMAS LIGHT DISPLAY

Ross Summer of the Branson/Lakes Area Chamber of Commerce provided a presentation on the BAFOL Christmas light display. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Mayor Presley asked for a motion to accept the report. Alderwoman Williams so moved, seconded by Alderman Purvis. Voting aye: Purvis, Williams, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Motion carried.

BILL NO. 3504 Approving an assignment of the agreement between the City of Branson and William E. Forsythe for design of improvements to Forsythe Street.

First reading of Bill No. 3504, an ordinance approving an assignment between the City of Branson and William E. Forsythe for design of improvements to Forsythe Street was read by title by City Clerk Westfall, and the staff report was presented by David Miller. Mayor Presley asked for a motion approving the first reading of Bill No. 3504. Alderman Gass so moved, seconded by Alderman Purvis. Mayor Presley then asked for anyone wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Voting aye: Purvis, Williams, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Motion carried.

BILL NO. 3505 Approving an agreement between the City of Branson and Burns and McDonnell Engineering Company, Inc. for the development of the Water Facilities Master Plan.

First reading of Bill No. 3505, an ordinance approving an agreement between the City of Branson and Burns and McDonnell Engineering Company, Inc. for the development of the Water Facilities Master Plan and authorizing the Mayor to enter into the agreement was read by title by City Clerk Westfall, and the staff report was presented by David Miller. Mayor Presley asked for a motion approving the first reading of Bill No. 3505. Alderman Purvis so moved, seconded by Alderman Gass. Mayor Presley then asked for anyone wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Voting aye: Purvis, Williams, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Motion carried.

BILL NO. 3506 Approving a Municipal Code amendment to Chapter 1 by adding definition of Developer and Chapter 78 by adding Section 78-68 to the Branson Municipal Code pertaining to required minimum improvements regarding development of existing property.

First reading of Bill No. 3506, an ordinance approving a Municipal Code amendment to Chapter 1 by adding definition of Developer and Chapter 78 by adding Section 78-68 to the Branson Municipal Code pertaining to required minimum improvements regarding development of existing property was read by title by City Clerk Westfall, and the staff report was presented by David Miller. Mayor Presley asked for a motion approving the first reading of Bill No. 3506. Alderman Gass so moved, seconded by Alderman Marshall. Mayor Presley then asked for anyone wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Alderman McDowell moved to amend Section (b) *Storm sewers*, by replacing the words "which are acceptable to the city

engineer” with “adequate for said drainage in accordance with the Design Criteria for Public Infrastructure on file in the City Engineer’s office”, seconded by Purvis. Mayor Presley asked for anyone wishing to speak regarding the amendment. Hearing none, Mayor Presley called for a vote on the amendment. Voting aye: Purvis, Williams, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Motion carried. With no further discussion, Mayor Presley called for a vote on the motion as amended. Voting aye: Purvis, Williams, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Motion carried.

BILL NO. 3492 **Authorizing the expenditure of funds from the City’s Tourism Tax Contingency Fund to the Branson Lakes Area Chamber of Commerce to be used for marketing for the Billboard World Song Contest Awards Show.**

First reading of Bill No. 3492, an ordinance authorizing the expenditure of funds from the City’s Tourism Tax Contingency Fund to the Branson Lakes Area Chamber of Commerce to be used for marketing for the Billboard World Song Contest Awards Show and authorizing the Mayor to execute the agreement was read by title by City Clerk Westfall. Mayor Presley provided the introduction. Mayor Presley asked for a motion approving the first reading of Bill No. 3492. Alderman Gass so moved, seconded by Alderman Purvis. Mayor Presley then asked for anyone wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Voting aye: none. Nays: Purvis, Williams, McDowell, Gass and Marshall. Absent: Barker. Motion carried.

BILL NO. 3507 **Awarding the bid for signs to Newman Signs, Inc. and J & A Traffic Products for the Colored Route System.**

First reading of Bill No. 3507, an ordinance approving the bid for signs to Newman Signs, Inc. and J & A Traffic Products for the Colored Route System for the City of Branson and authorizing the Mayor to execute the contracts was read by title by City Clerk Westfall, and the staff report was presented by Larry VanGilder. Mayor Presley asked for a motion approving the first reading of Bill No. 3507. Alderwoman Williams so moved, seconded by Alderman Marshall. Mayor Presley then asked for anyone wishing to speak regarding this matter. Ross Summers, 136 Lakeview, Branson, Missouri inquired about the symbols and said discussion in the past was to remove the symbols and keep the color for each route. Mayor Presley asked for comments from the Board. Discussion. Voting aye: Purvis, Williams, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Motion carried.

RESOLUTION NO.
2008-R002 **Approving the City of Branson’s Legislative Agenda for the year 2008.**

A Resolution approving the City of Branson’s Legislative agenda for the year 2008 was read by title by City Clerk Westfall, and the staff report was presented by Frank Schoneboom. Mayor Presley asked for a motion adopting the Resolution. Alderman Marshall so moved, seconded by Alderwoman Williams. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Voting aye: Purvis, Williams, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Motion carried. Resolution No. 2008-R002 was adopted.

RESOLUTION NO.
2008-R003 **Expressing the intent of the Board of Aldermen to contribute up to and including 2.5 million dollars towards the B-10 Proposal for a second bridge over Lake Taneycomo.**

A Resolution expressing the intent of the Board of Aldermen to contribute up to and including 2.5 million dollars towards the B-10 Proposal for a second bridge over Lake Taneycomo was read by title by City Clerk Westfall, and the staff report was presented by Frank Schoneboom. Mayor Presley asked for a motion adopting the Resolution. Alderman Gass so moved, seconded by Alderman Marshall. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Rick Huffman, 420 Sunnybrook, Branson, Missouri asked to be able to work with City staff concerning his lease, as this goes forward. Mayor Presley asked for comments from the Board. Discussion. Voting aye: Purvis, McDowell, Gass and Marshall. Nays: Williams. Absent: Barker. Motion carried. Resolution No. 2008-R003 was adopted.

MAYOR/ALDERMEN/ADMINISTRATOR'S REPORTS

Alderwoman Williams said she is a member of the BAFOL Committee and asked for the City's continued support of BAFOL.

Alderman McDowell thanked Fire Chief Sparks for bringing the fire truck. He stated the City is working diligently on resolving the waste solids issues and thanked Larry VanGilder and David Miller for their leadership. He said the Citizen Survey will be done randomly but will also have a section that includes developers, schools and residents in order to get a true survey.

Mayor Presley thanked Aldermen Gass and Purvis for their many hours of work doing the interviews with the lobbying firms and a contract will be brought forward at the next meeting. She said the Auditor will be at the next meeting to present the results of the 2007 audit. She stated the Citizen Survey is in its final draft and is expected to go out mid-February. Mayor Presley said the final draft ad for the City Administrator would be out on 1/29/08 with the application deadline on 3/17/08. She reminded everyone of the 6:00 pm ribbon cutting at the new Branson 5-6 School.

ADJOURN

At this time Mayor Presley asked for a motion to adjourn the Board of Aldermen meeting. Alderman Purvis so moved, seconded by Alderwoman Williams. Voting aye: Purvis, Williams, McDowell, Gass and Marshall. Nays: none. Absent: Barker. Motion carried. Meeting adjourned at 8:28 p.m.

Raeanne Presley
Mayor

Lisa K Westfall
City Clerk