

MINUTES

**THE REGULAR MEETING OF THE BOARD OF ALDERMEN
CITY OF BRANSON, MISSOURI
November 25, 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 November 25, 2008 at 7:00 p.m. with the following members present:

Mayor Presley presiding, Stan Barker, Rick Davis, Sandra Williams, Stephen Marshall, Cris Bohinc and Bob McDowell present.

Also present from the City were: City Administrator Dean Kruithof, Assistant City Attorney William Duston, City Clerk Lisa Westfall, Director of Communications Jerry Adams, Director of Computer Information Services D.J. Cline, Director of Engineering David Miller, Director of Public Works Larry VanGilder, Fire Chief Carl Sparks, Police Chief Carroll McCullough, Parks Director Cindy Shook and Director of Finance Lori Helle.

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

SPECIAL RECOGNITION

Alderman Barker presented a plaque to Teresa Givens for her years of service on the Park Board.

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.

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. Hearing none, Mayor Presley asked City Clerk Westfall to read the items on the Consent Agenda. City Clerk Westfall read the following Consent Agenda items by title.

Approval of the Board of Aldermen Minutes:

October 28, 2008 regular minutes

November 3, 2008 regular minutes
November 6, 2008 study session
November 10, special meeting

Acknowledge Receipt of Minutes:

Park Board meeting of August 19, 2008
Planning & Zoning Commission meeting of October 7, 2008
Community Pride Committee meeting of October 13, 2008
Community Pride Committee meeting of November 17, 2008

Bill No. 3606

Ord. No. 2008-113

Awarding the bid to Bus Andrews Equipment, Inc. for the purchase of five salt and aggregate spreaders with installation and one snow plow with installation for the Public Works Department.

Final reading of Bill No. 3606, an ordinance awarding the bid to Bus Andrews Equipment, Inc. for the purchase of five salt and aggregate spreaders with installation and one snow plow with installation for the Public Works Department of the City of Branson and authorizing the Mayor to execute the same was read by title by City Clerk Westfall. Voting aye: Barker, Davis, Williams, Marshall, Bohinc and McDowell. Nays: none. Motion carried. Ordinance No. 2008-113 was duly enacted.

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

REGULAR AGENDA

PRESENTATION BY JIM BERRY REGARDING THE TANEY COUNTY HEALTH DEPARTMENT

A report on the Taney County Health Department was provided by Jim Berry along with Linda Randolph and Robert Niezgoda. 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 accepting the report. Alderman Davis so moved, seconded by Alderman Barker. Voting aye: Barker, Davis, Williams, Marshall, Bohinc and McDowell. Nays: none. Motion carried.

Bill No. 3607

Authorizing the Mayor to execute an amendment to the Professional Engineering Services Agreement with Delich, Roth & Goodwillie, P.A. pertaining to the design and construction phase engineering services for the MO 248 and US 65 Interchange Improvement Project.

First reading of Bill No. 3607, an ordinance authorizing the Mayor to execute an amendment to the Professional Engineering Services Agreement with Delich, Roth & Goodwillie, P.A. pertaining to the design and construction phase engineering services for the MO 248 and US 65 Interchange Improvement Project was read by title by City Clerk Westfall and a staff report was presented by David Miller. Mayor Presley asked for a motion approving the first reading of Bill No. 3607. Alderman Barker moved to approve, seconded by Alderwoman Bohinc. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Judy Hartley, 160 Windy Ridge, Hollister, Missouri commended

the Mayor, Board of Aldermen, the City of Branson and MoDot for recognizing the significance of enhancements of future developments around the city. She said David Miller has done an excellent job in working with MoDot and with the Community Pride Project along with Larry VanGilder and Jerry Adams. Mrs. Hartley stated this is one of the first entrances into Branson and is a first impression to visitors. She thanked David Miller for his hard work and asked the Board to approve this bill. Mayor Presley asked for comments from the Board. Discussion. Voting aye: Barker, Davis, Williams, Marshall, Bohinc and McDowell. Nays: none. Motion carried.

Bill No. 3608 **Approving a Municipal Code amendment to Section 415.010 of the Branson Municipal Code pertaining to Parking Surfaces.**

First reading of Bill No. 3608, an ordinance approving a Municipal Code amendment to Section 415.010 of the Branson Municipal Code pertaining to Parking Surfaces was read by title by City Clerk Westfall and a staff report was presented by David Miller. Mayor Presley asked for a motion approving the first reading of Bill No. 3608. Alderwoman Bohinc moved to approve, seconded by Alderman Barker. 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. Voting aye: Barker, Davis, Williams, Marshall, Bohinc and McDowell. Nays: none. Motion carried.

Bill No. 3609 **Approving a zoning change for property currently zoned R-1 One-family Dwelling District to be rezoned R-3 Multiple-family Dwelling District located at 1299, 1311, 1321, 1327, 1337, 1347, 1353, 1359 & 1377 Berry Drive.**

First reading of Bill No. 3609, an ordinance approving a zoning change for property currently zoned R-1 One-family Dwelling District to be rezoned R-3 Multiple-family Dwelling District located at 1299, 1311, 1321, 1327, 1337, 1347, 1353, 1359 & 1377 Berry Drive, Branson, Missouri, was read by title by City Clerk Westfall and a staff report was presented by Ruth Denham. Mayor Presley asked for questions from the audience. Hearing none, Mayor Presley asked for questions from the Board. Discussion. Mayor Presley asked for a motion approving the first reading of Bill No. 3609. Alderman Barker moved to approve, seconded by Alderman Marshall. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Ross Williams, 2032 E. Cardinal, Springfield, Missouri, said the triangle of land was an old street that he assumes has been deeded, never developed and will not be due to the fill from the Fall Creek Extension. He plans to build duplexes on the lots. Mayor Presley asked for comments from the Board. Voting aye: Barker, Davis, Williams, Marshall, Bohinc and McDowell. Nays: none. Motion carried.

MAYOR/ALDERMEN/ADMINISTRATOR'S REPORTS

Alderman Barker announced the birth of his granddaughter. He also reminded the Board about the Red Kettle challenge, the 60th annual Adoration Parade and noted the work done by the high school art department on the Adoration Scene. He recognized Edd Akers for his dedication as Chairman of the Adoration Parade Committee. Alderman Barker also reminded everyone that the Branson Police Department is participating in the Click it or Ticket seatbelt campaign this holiday season.

Alderman Davis also thanked the high school art department for sprucing up the Adoration Scene. Alderman Davis stated he would like to encourage donations supporting the Messiah Project which is having budget shortfalls.

Alderman Marshall wished everyone a Happy Thanksgiving and stated he was encouraged to see more Christmas lights this year. He said it is more competitive to get visitors to come to your town at this time of the year so he thanked the people who stepped up to the plate.

Alderwoman Bohinc wished everyone a Happy Thanksgiving and thanked Alderwoman Williams for getting the downtown businesses together for a meeting with the Chamber. She mentioned Yakoff's first television show and wished him success in future shows. She also sent her condolences on the passing of his mother.

Administrator Kruithof asked Larry VanGilder to provide a brief on Roark Valley Road. Mr. VanGilder stated a backhoe took the top off an 18 inch sewer line while putting in a storm drain. He said sewage was still able to flow through the pipe until a pump was brought in to bypass and a temporary repair completed. He stated the Department of Natural Resources was notified and very little sewage was spilled with no environmental damage. Mr. VanGilder stated the developer will be responsible for the cost and if damage was substantial enough, insurance will cover it. It would be the elective of the contractor whether he would turn it over to his insurance company.

Administrator Kruithof thanked Larry and he crew and said it could have been much worse but there was a lot of hard work done. He stated he will be out of town and everyone has his emergency numbers.

Mayor Presley asked if anyone was opposed to cancelling the December 18, 2008 Study Session. Hearing none, the meeting was cancelled. She said that the Finance Committee meeting is moved from December 23, 2008 to December 30, 2008.

ADJOURN

At this time Mayor Presley asked for a motion to adjourn. Alderman Barker moved to adjourn, seconded by Alderman McDowell. Meeting adjourned at 8:30 p.m. Voting aye: Barker, Davis, Williams, Marshall, Bohinc and McDowell. Nays: none. Motion carried.

Raeanne Presley
Mayor

Lisa K Westfall
City Clerk