

MINUTES

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

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

Also present from the City were: Acting City Administrator Frank Schoneboom, City Attorney Paul Link, City Clerk Lisa Westfall, Deputy City Clerk Hillary Bargman, Director of Communications Jerry Adams, Director of Computer Information Services D.J. Cline, Director of Engineering David Miller, Fire Chief Carl Sparks, Director of Planning and Zoning Don Stephens and Police Chief Caroll McCullough.

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

EMPLOYEE OF THE MONTH

Alderman Purvis presented the Employee of the Month for February to Melissa Spake for her extra work on the layout and design of the City of Branson's revamped website making it easier to navigate and provide more information for citizens concerning the operations and services of city departments.

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.

Jim Lekander, 602 Kingsway, Branson, Missouri thanked the people who helped him during the December 10, 2007 Board of Aldermen meeting when he began having some medical problems. He said CSPAN will be in Branson on March 3, 2008 for the opening of the Presidential CSPAN Exhibit. He stated the exhibit will be here until the end of April and asked everyone to come and see it.

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. Stephen Bradford, 301 W. Pacific, Branson,

Missouri, asked that the final reading of Bill No. 3508, be moved to the Regular Agenda for further comment. Alderman Marshall made the request. Mayor Presley asked if any member of the Board had any items they wished to have removed from the Consent Agenda for further discussion. Hearing none, Mayor Presley asked Deputy City Clerk Bargman to read the items on the Consent Agenda as amended. Deputy City Clerk Bargman read the following Consent Agenda items by title.

Approval of the Board of Aldermen Minutes:

February 11, 2008 special meeting.
February 11, 2008 regular meeting.
February 19, 2008 special meeting.

Acknowledge receipt of minutes:

Park Board meeting of November 13, 2007.
Planning and Zoning Commission meeting of January 8, 2008.

BILL NO. 3509

Ord. No. 2008-019 **Approving a planned development for the Welk Resort and adopting Land Use Regulations PD-07-010 for properties located at 1984 S. Highway 165.**

Final reading of Bill No. 3509, an ordinance approving a planned development for the Welk Resort and adopting Land Use Regulations PD-07-010 for properties located at 1984 S. Highway 165, Branson, Missouri was read by title by Deputy City Clerk Bargman. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Ordinance No. 2008-019 was duly enacted.

BILL NO. 3510

Ord. No. 2008-020 **Approving a Final Subdivision Plat for Branson Hills Development Phase 9 for properties located at 200 Pebble Beach Drive.**

Final reading of Bill No. 3510, an ordinance approving a Final Subdivision Plat for Branson Hills Development Phase 9 for properties located at 200 Pebble Beach Drive, Branson, Missouri was read by title by Deputy City Clerk Bargman. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Ordinance No. 2008-020 was duly enacted.

BILL NO. 3511

Ord. No. 2008-021 **Awarding the bid to furnish gas chlorination equipment for the Compton Drive Wastewater Treatment Plant.**

Final reading of Bill No. 3511, an ordinance awarding the bid to furnish gas chlorination equipment for the Compton Drive Wastewater Treatment Plant for the City of Branson and authorizing the Mayor to execute the contract was read by title by Deputy City Clerk Bargman. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Ordinance No. 2008-021 was duly enacted.

BILL NO. 3512
Ord. No. 2008-022

Accepting the proposal of Hilton Hotels Corporation for the purchase of municipal insurance for the City of Branson Convention Center and Parking Garage.

Final reading of Bill No. 3512, an ordinance accepting the proposal of Hilton Hotels Corporation for the purchase of municipal insurance for the City of Branson Convention Center and Parking Garage and authorizing the Mayor to execute the same was read by title by Deputy City Clerk Bargman. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Ordinance No. 2008-022 was duly enacted.

BILL NO. 3513
Ord. No. 2008-023

Approving a contract with R.J. Scherr & Associates for State Lobbying Services.

Final reading of Bill No. 3513, an ordinance approving a contract with R.J. Scherr & Associates for State Lobbying Services and authorizing the Mayor to execute a contract was read by title by Deputy City Clerk Bargman. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Ordinance No. 2008-023 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 Barker. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Motion carried.

REGULAR AGENDA

BILL NO. 3508
Ord. No. 2008-018

Approving the petition for and establishing the Forsythe Road Community Improvement District and containing a severability clause.

Final reading of Bill No. 3508, an ordinance approving the petition for and establishing the Forsythe Road Community Improvement District and containing a severability clause was read by title by Deputy City Clerk Bargman. Mayor Presley asked for a motion approving the final reading of Bill No. 3508. Alderman Barker moved to approve, seconded by Alderman Gass. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Stephen Bradford, 301 West Pacific, Branson, Missouri, representing Dr. Pat Rose and Patobin Enterprise, 152 Forsythe Road, Branson, Missouri, requested the final approval of this Ordinance be delayed until Dr. Rose and Patobin Enterprises had an opportunity to be assured they would have appropriate access from their commercial property directly to Forsythe Road. Mayor Presley asked for comments or questions from the Board. Discussion. Chris DeJohn, TanStone Group, said engineers are on site getting surveys and drawings finalized as requested by Dr. Rose and he has confirmed the February 28, 2008, 1:30 p.m. meeting. He stated in regards to the request for a delay, the CID does not have the authority to convey easements. He said he believes they are addressed in the final plat which TanStone has prepared in the past with multiple iterations in terms of offering commercial easements. Pat Rose, 152 Forsythe Road, Branson, Missouri stated she does not have copies in writing other than the one presented at a previous Board of Aldermen meeting. She said three rental units on the property have access only through the "bubble" and the barriers since the electronic gate supplied by TanStone does not work.

Chris DeJohn, TanStone Group, said he could not say when the sales tax would occur and it is a 25 year CID that would have an administrator. Jim Lekander, 602 Kingsway, Branson, Missouri, said he came before the Board in October and asked this not be approved until everything was done to take care of infrastructure and people who are here. He stated this should have never happened. Alderwoman Williams moved to postpone this item until the March 10, 2008 meeting. Seconded by Alderman Marshall. Mayor Presley asked for comments on the amendment from the audience. Chris DeJohn, TanStone Group, reiterated that easements are not part of the CID but part of the final plat. Mayor Presley asked for comments on the amendment from the Board. Discussion. Voting aye: Williams. Nays: Purvis, Barker, McDowell, Gass and Marshall. Motion failed. Mayor Presley called for a vote on the final reading of Bill No. 3508. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Ordinance No. 2008-018 was duly enacted.

BILL NO. 3514 **Approving annexation of property petition by Robert M. Doyle located at 439 Timberlane Drive.**

Public hearing and first reading of Bill No. 3514, an ordinance approving annexation of property petitioned by Robert M. Doyle located at 439 Timberlane Drive, Branson, Missouri, was read by title by Deputy City Clerk Bargman, and the staff report was presented by Don Stephens. Mayor Presley opened the public hearing and asked for anyone wishing to speak in favor or opposition of this matter. Hearing none, Mayor Presley closed the public hearing and asked for a motion approving the first reading of Bill No. 3514. Alderwoman Williams so moved, seconded by Alderman Purvis. 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, Barker, McDowell, Gass and Marshall. Nays: none. Motion carried.

BILL NO. 3515 **Authorizing the Mayor to execute a Signing Agreement with the Missouri Highways and Transportation Commission pertaining to the Colored Route Signage System.**

First reading of Bill No. 3515, an ordinance authorizing the Mayor to execute a Signing Agreement with the Missouri Highways and Transportation Commission pertaining to the Colored Route Signage System was read by title by Deputy City Clerk Bargman and the staff report was presented by David Miller. Mayor Presley asked for a motion approving the first reading of Bill No. 3515. Alderman Purvis so moved, seconded by Alderman Gass. 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, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Motion carried.

BILL NO. 3516 **Authorizing the Mayor to execute amendments to the Cost Share Agreement with the Missouri Highway and Transportation Commission pertaining to the improvements to the Highway 76 Intersections with Roark Valley Road and Highway 65.**

First reading of Bill No. 3516, an ordinance authorizing the Mayor to execute amendments to the Cost Share Agreement with the Missouri Highway and Transportation Commission pertaining to the improvements to the Highway 76 Intersections with Roark Valley Road and Highway 65 was read by title by Deputy City Clerk Bargman and the staff report was presented by David Miller. Mayor Presley asked for a motion approving the first reading of Bill No. 3516. Alderman Barker moved to approve, 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. Discussion. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Motion carried.

BILL NO. 3517

Approving a Municipal Code Amendment to Chapter 2, Article X, Division 2, by deleting Section 2-383 (C) (6) of the Branson Municipal Code pertaining to Consulting Services Project Initiation.

First reading of Bill No. 3517, an ordinance approving a Municipal Code Amendment to Chapter 2, Article X, Division 2, by deleting Section 2-383 (C) (6) of the Branson Municipal Code pertaining to Consulting Services Project Initiation was read by title by Deputy City Clerk Bargman and the staff report was presented by David Miller. Mayor Presley asked for a motion approving the first reading of Bill No. 3517. Alderwoman Williams 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. Discussion. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Motion carried.

BILL NO. 3518

Vacating a slope maintenance easement adjacent to Branson Hills Parkway.

First reading of Bill No. 3518, an ordinance vacating a slope maintenance easement adjacent to Branson Hills Parkway was read by title by Deputy City Clerk Bargman and the staff report was presented by David Miller. Mayor Presley asked for a motion approving the first reading of Bill No. 3518. Alderman Barker moved to approve, 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. Discussion. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Motion carried.

BILL NO. 3519

Awarding the bid for chemicals used in the water and wastewater treatment facilities for the City of Branson.

First reading of Bill No. 3519, an ordinance awarding the bid for chemicals used in the water and wastewater treatment facilities for the City of Branson and authorizing the Mayor to execute the contracts was read by title by Deputy City Clerk Bargman and the staff report was presented by Frank Schoneboom. Mayor Presley asked for a motion approving the first reading of Bill No. 3519. Alderwoman Williams 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. Discussion. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Motion carried.

BILL NO. 3520

Awarding the bid to Sasco Pavement Coatings, Inc. for the purchase of a Crafcro Super Shot 125 Tar Melting Machine.

First reading of Bill No. 3520, an ordinance awarding the bid to Sasco Pavement Coatings, Inc. for the purchase of a Crafcro Super Shot 125 Tar Melting Machine for the Public Works Department of the City of Branson was read by title by Deputy City Clerk Bargman and the staff report was presented by Frank Schoneboom. Mayor Presley asked for a motion approving the first reading of Bill No. 3520. 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. Discussion. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Motion carried.

BILL NO. 3521**Awarding the bid to Jenkins Diesel Power, Inc. for a Truck Chassis for the Police Department's Tactical Command-Mobile Communications Vehicle.**

First reading of Bill No. 3521, an ordinance awarding the bid to Jenkins Diesel Power, Inc. for a Truck Chassis for the Police Department's Tactical Command-Mobile Communications Vehicle and authorizing the Mayor to execute the same was read by title by Deputy City Clerk Bargman and the staff report was presented by Carroll McCullough. Mayor Presley asked for a motion approving the first reading of Bill No. 3521. Alderwoman Williams 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. Discussion. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Motion carried.

BILL NO. 3522**Awarding the bid to Arrow Manufacturing for the dismount and remounting of the modular body on the Police Department's Tactical Command-Mobile Communications Vehicle.**

First reading of Bill No. 3522, an ordinance awarding the bid to Arrow Manufacturing for the dismount and remounting of the modular body on the Police Department's Tactical Command-Mobile Communications Vehicle and authorizing the Mayor to execute the same was read by title by Deputy City Clerk Bargman and the staff report was presented by Carroll McCullough. Mayor Presley asked for a motion approving the first reading of Bill No. 3522. 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. Discussion. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Motion carried.

BILL NO. 3523**Awarding the bid to Night Vision Systems for the purchase of night vision goggles for the Police Department.**

First reading of Bill No. 3523, an ordinance awarding the bid to Night Vision Systems for the purchase of night vision goggles for the Police Department was read by title by Deputy City Clerk Bargman and the staff report was presented by Carroll McCullough. Mayor Presley asked for a motion approving the first reading of Bill No. 3523. Alderman Barker moved to approve, seconded by Alderwoman Williams. 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, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Motion carried.

MAYOR/ALDERMEN/ADMINISTRATOR'S REPORTS

Alderman Barker said he was glad we weathered the recent storms and complimented the Public Works Department for the job they did keeping the streets clean.

Alderman McDowell expressed his distress over the bridge situation and said there was a lot of work done to find the best solutions. He wanted the public to be aware of the lack of funding from the State. He thanked David Miller, staff, Taney County and Hollister for their hard work in trying to find the best solutions to keep the bridge from closing for up to a year for repairs.

Alderman Gass said he participated in the Watch DOGS (Dads of Great Students) at Branson Elementary. He encouraged others in the Branson community to participate in this new and innovative program developed by the National Center of Fathering. He congratulated Chief McCullough and Corporal Matt Gregory on setting up the Abduction Child Alert System in Branson. He commented on the announcement by Jerry Adams that the Branson Convention Center is exceeding expectations with

198 event days booked for 2008. He thanked Jerry Adams and Chief McCullough for appearing on the local TV news with these two items.

Alderman Marshall concurred with all of the above with the exception of the event days booked at the Convention Center. He said there are statistics suggesting otherwise.

Alderman Purvis said Corporal Matt Gregory, DARE Officer for the City of Branson, will have DARE Graduation at the Presley Theater and encouraged everyone to attend. He also encouraged everyone to take a look at the newly remodeled Dispatch Center in the Police Department. He introduced Hillary Bargman, Deputy City Clerk and thanked her for the great job she did on this meeting.

Alderwoman Williams said she also wanted to thank Chief McCullough for the Abduction Child Alert program. She concurred with Alderman McDowell regarding the bridge problem.

Administrator Schoneboom encouraged the members of the Board to attend the DARE Graduation at 7:00 p.m. on February, 26, 2008. He also said several members of staff along with the Mayor took a very impressive tour of the 911 facility in Jasper County and individuals at the local, city and county level are working to secure grants to bring those capabilities and technology to Taney County. He acknowledged the Public Works crews who work on the streets and do an excellent job in very difficult conditions.

Mayor Presley said the meeting with Legislators is tentatively scheduled for March 7, 2008 at 3:00 p.m. at Hollister Town Hall. The Chamber Banquet has been rescheduled for March 14, 2008. She said the Citizen Survey is ready to go and results will be ready mid to late April.

ADJOURN

At this time Mayor Presley asked for a motion to adjourn the Board of Aldermen meeting. Alderman Barker so moved, seconded by Alderman Purvis. Voting aye: Purvis, Williams, Barker, McDowell, Gass and Marshall. Nays: none. Motion carried. Meeting adjourned at 8:24 p.m.

Raeanne Presley
Mayor

Hillary Bargman
Deputy City Clerk