

MINUTES

THE REGULAR MEETING OF THE BOARD OF ALDERMEN CITY OF BRANSON, MISSOURI June 23, 2009

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 23, 2009 at 7:00 p.m. with the following members present:

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

Also present from the City were: City Administrator Dean Kruithof, City Clerk Lisa Westfall, City Attorney Tim Davis, Director of Computer Information Services D.J. Cline, Director of Engineering David Miller, Director of Public Works Larry VanGilder, Fire Chief Carl Sparks, Director of Communications Jerry Adams, Director of Planning and Zoning Jim Lawson, Police Chief Caroll McCullough, Finance & Personnel Director Lori Helle and Economic Development Director Garrett Anderson.

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 the Board would hear citizens that signed the Speaker's Sheet in the order they are listed on the sheet.

There were no speakers for the evening.

INTRODUCTION

Lori Helle introduced Kelli Fleck, Deputy Personnel Officer.

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:

June 4, 2009 study session
June 9, 2009 regular meeting
June 12, 2009 special meeting

June 13, 2009 special meeting

Acknowledge Receipt of Minutes:

Community Pride Committee meeting of June 2, 2009

BILL NO. 3656

Ord. No. 2009-047

Authorizing the expenditure of funds from the City's Tourism Tax Contingency Fund to Downtown Branson Main Street Association to be used for marketing for the Branson Fiddle Festival.

Final reading of Bill No. 3656 an ordinance authorizing the expenditure of funds from the City's Tourism Tax Contingency Fund to Downtown Branson Main Street Association to be used for marketing for the Branson Fiddle Festival and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall. Voting aye: Marshall, Williams, Davis, Bohinc and Simmons. Nays: none. Absent: Barker. Motion carried. Ordinance No. 2009-047 was duly enacted.

BILL NO. 3657

Ord. No. 2009-048

Accepting the proposal of Connell Insurance, Inc. pertaining to Municipal Worker's Compensation and Property/Liability Insurance for the City of Branson.

Final Reading of Bill No. 3657 an ordinance accepting the proposal of Connell Insurance, Inc. pertaining to Municipal Worker's Compensation and Property/Liability Insurance for the City of Branson was read by title by City Clerk Westfall. Voting aye: Marshall, Williams, Davis, Bohinc and Simmons. Nays: none. Absent: Barker. Motion carried. Ordinance No. 2009-048 was duly enacted.

BILL NO. 3658

Ord. No. 2009-049

Accepting the proposal of Goolsby, Inc. pertaining to the Convention Center Site Phase III Demolition Project for the City of Branson.

Final Reading of Bill No. 3658 an ordinance accepting the proposal of Goolsby, Inc. pertaining to the Convention Center Site Phase III Demolition Project for the City of Branson and authorizing the Mayor to execute the agreement was read by title by City Clerk Westfall. Voting aye: Marshall, Williams, Davis, Bohinc and Simmons. Nays: none. Absent: Barker. Motion carried. Ordinance No. 2009-049 was duly enacted.

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

REGULAR AGENDA

PRESENTATION OF THE BRANSON/LAKES AREA CHAMBER OF COMMERCE FIRST QUARTER MARKETING REPORT FOR 2009

Ross Summers, President/CEO provided an introduction and Dan Lennon, Vice President of Marketing and Public Relations of the Branson/Lakes Area Chamber of Commerce presented the First

Quarter Marketing Report for 2009 as required by contract. Mayor Presley asked if anyone in the audience had questions or comments. Hearing none, Mayor Presley asked for comments or questions from the Board. Discussion.

PRESENTATION OF QUARTERLY MARKETING REPORT ON THE CONVENTION CENTER

Bill Derbins, 200 E. Main Street, Branson, Missouri provided an introduction and Bill Tirone provided the Quarterly Marketing Report on the Convention Center as required by contract. 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.

BILL NO. 3659 **Approving an agreement between the City of Branson and HDR Engineering, Inc. for the development of the Comprehensive Water and Wastewater Cost of Service Rate Design and Capacity Fee Study.**

First Reading of Bill No. 3659 an ordinance approving an agreement between the City of Branson and HDR Engineering, Inc. for the development of the Comprehensive Water and Wastewater Cost of Service Rate Design and Capacity Fee Study, and authorizing the Mayor to enter into the agreement 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. 3659. Alderman Marshall so moved, seconded by Alderman 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. Discussion. Voting aye: Marshall, Williams, Davis, Bohinc and Simmons. Nays: none. Absent: Barker. Motion carried.

BILL NO. 3660 **Vacating a permanent easement for roadway purposes for H&H Adventures, Inc., at the east end of Green Mountain Drive.**

First Reading of Bill No. 3660 an ordinance vacating a permanent easement for roadway purposes for H&H Adventures, Inc., at the east end of Green Mountain Drive 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. 3660. Alderman Davis so moved, seconded by Alderman Bohinc. 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: Marshall, Williams, Davis, Bohinc and Simmons. Nays: none. Absent: Barker. Motion carried.

BILL NO. 3661
Ord. No. 2009-050 **Approving a Municipal Code amendment to Chapter 26, Article II, Section 26-32 of the Branson Municipal Code pertaining to Business Licenses.**

First Reading of Bill No. 3661 an ordinance approving a Municipal Code amendment to Chapter 26, Article II, Section 26-32 of the Branson Municipal Code pertaining to Business Licenses was read by title by City Clerk Westfall and a staff report was presented by Tim Davis. Mayor Presley asked for a motion approving the first reading of Bill No. 3661. Alderman Williams so moved, seconded by Alderman Davis. 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: Marshall, Williams, Davis, Bohinc and Simmons. Nays: none. Absent: Barker. Motion carried. Alderman Williams moved to read Bill 3661 for a second time, seconded by Alderman Bohinc. 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: Marshall, Williams, Davis, Bohinc and Simmons. Nays: none. Absent: Barker. Motion carried. Final Reading of Bill No. 3661 an ordinance approving a Municipal Code amendment to Chapter 26, Article II, Section 26-32 of the Branson Municipal Code pertaining to Business Licenses was read by title by City Clerk Westfall. Mayor Presley asked for a motion approving the final reading of Bill No. 3361. Alderman Davis so moved, seconded by Alderman Simmons. 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: Marshall, Williams, Davis, Bohinc and Simmons. Nays: none. Absent: Barker. Motion carried. Ordinance No. 2009-050 was duly enacted.

BILL NO. 3662 **Accepting the proposal of Outdoor Warning Consultants pertaining to storm warning sirens.**

First Reading of Bill No. 3662 an ordinance accepting the proposal of Outdoor Warning Consultants pertaining to storm warning sirens and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall and a staff report was presented by Carl Sparks. Mayor Presley asked for a motion approving the first reading of Bill No. 3662. Alderman Marshall so moved, seconded by Alderman Simmons. 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: Marshall, Williams, Davis, Bohinc and Simmons. Nays: none. Absent: Barker. Motion carried.

BILL NO. 3663 **Accepting the proposal of Alex Air Apparatus, Inc., pertaining to thermal imaging cameras for the City of Branson.**

First Reading of Bill No. 3663 an ordinance accepting the proposal of Alex Air Apparatus, Inc., pertaining to thermal imaging cameras for the City of Branson and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall and a staff report was presented by Carl Sparks. Mayor Presley asked for a motion approving the first reading of Bill No. 3663. Alderman Bohinc so moved, seconded by Alderman 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. Discussion. Voting aye: Marshall, Williams, Davis, Bohinc and Simmons. Nays: none. Absent: Barker. Motion carried.

APPOINTMENTS

Mayor Presley requested the following appointments be made:

Tom Fish, re-appointment to the Board of Adjustment with a term expiring April, 2014.

Gordon Proctor to the Branson Housing Authority with a term expiring October, 2013.

Judy Hartley, Jean Cantwell, Ron Hall, Chris Myer, Gerry Gerhart, JoAnn Burdorf, Lynn Berry, Ben Kinel, Larry Milton and Cris Bohinc to the Community Pride Committee with a term expiring April, 2010.

Mayor Presley asked for a motion approving the appointments. Alderman Williams so moved, seconded by Alderman Davis. Mayor Presley asked for questions or comments. Voting aye: Marshall, Williams, Davis, Bohinc and Simmons. Nays: none. Absent: Barker. Motion carried.

MAYOR/ALDERMEN/ADMINISTRATOR'S REPORTS

Alderman Davis complimented Jerry Adams, Tara Norback and Cindy Shook for arranging the hike at Lakeside Forrest for participants of the Citizen's Academy.

Alderman Bohinc stated the downtown walk was very successful and a second walk is scheduled for June 30, 2009.

Administrator Kruithof reminded everyone that the Bloodmobile will be at City Hall on June 25, 2009. Also on the same day there is a retirement party for Carol Snowden of the Finance Department. He said the July 9th study session is cancelled. He also stated his one year anniversary party will be held in the Administrative Conference Room on June 24th and invited everyone.

EXECUTIVE SESSION

Mayor Presley stated, that concluded the Regular Agenda and entertained a motion to adjourn to a closed Executive Session. Alderman Williams moved to go into Closed Executive Session pursuant to 610.021.1 RSMo for litigation, seconded by Alderman Davis. Voting aye: Marshall, Williams, Davis, Bohinc and Simmons. Nays: none. Absent: Barker. Motion carried.

ADJOURN

At this time Mayor Presley asked for a motion to adjourn. Alderman Bohinc moved to adjourn, seconded by Alderman Williams. Voting aye: Marshall, Williams, Davis, Bohinc and Simmons. Nays: none. Absent: Barker. Motion carried. Meeting adjourned at 8:58 p.m.

Raeanne Presley
Mayor

Lisa K Westfall
City Clerk