

MINUTES

THE REGULAR MEETING OF THE BOARD OF ALDERMEN CITY OF BRANSON, MISSOURI July 28, 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 July 28, 2009 at 7:00 p.m. with the following members present:

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

Also present from the City were: City Administrator Dean Kruthof, 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 Carol 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.

INFORMATION

Mayor Presley announced this meeting is streaming live over the internet for the first time. She thanked D.J. Cline for making it happen.

Carl Sparks provided information about the 11th Annual Community Day of Caring. He said there are 17 Branson employee volunteers that will be working on community projects.

Mayor Presley also acknowledged Jory Rolf, who will be going to Germany on a Mission trip. She wished him well and thanked him for all he does for the community.

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.

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:

July 14, 2009 regular meeting
July 16, 2009 special meeting

Acknowledge Receipt of Minutes:

Personnel Committee meeting of May 7, 2009
Park Board meeting of May 19, 2009

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

REGULAR AGENDA

BILL NO. 3664 **Amending Sections 400.40 and 410.010 of the Branson Municipal Code pertaining to Nightly Rentals.**

First reading of Bill No. 3664 an ordinance amending Sections 400.40 and 410.010 of the Branson Municipal Code pertaining to Nightly Rentals was read by title by City Clerk Westfall and a staff report was presented by Dean Kruithof and Jim Lawson. Mayor Presley asked for a motion approving the first reading of Bill No. 3664. Alderman Williams so moved, seconded by Alderman Simmons. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Wayne Kennedy, 620 Parnell, Branson, Missouri stated there is a rental close to his home. He has not had problems so far but is concerned what may happen in the future and if it will affect his property value. He said he is in favor of this ordinance and asked the Board to pass it. Mayor Presley asked for comments from the Board. Discussion. Voting aye: Williams, Davis, Bohinc, Barker and Simmons. Nays: none. Absent: Marshall. Motion carried.

BILL NO. 3665 **Approving a Final Subdivision Plat for Turtle Creek Phase 3 for properties located at 159 Turtle Creek Drive.**

First reading of Bill No. 3665 an ordinance approving a Final Subdivision Plat for Turtle Creek Phase 3 for properties located at 159 Turtle Creek Drive, Branson, Missouri was read by title by City Clerk Westfall and a staff report was presented by Jim Lawson. Mayor Presley asked for a motion approving the first reading of Bill No. 3665. Alderman Barker moved to approve, 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: Williams, Davis, Bohinc, Barker and Simmons. Nays: none. Absent: Marshall. Motion carried.

BILL NO. 3666

Approving a street vacation of Equity Avenue and Security Avenue and granting a right-of-way easement by Faith Life Church, Inc.

Dean Kruithof asked that Bill No. 3666 be removed from this Agenda for further study. Mayor Presley asked for a motion to remove Bill No. 3666 from this agenda. Alderman Williams moved to remove Item #5, Bill No. 3666, the first reading, from this agenda, 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: Williams, Davis, Bohinc, Barker and Simmons. Nays: none. Absent: Marshall. Motion carried.

BILL NO. 3667

Authorizing the Mayor to execute a Transportation Enhancement Funds Supplemental Agreement with the Missouri Highways and Transportation Commission pertaining to trail construction.

First reading of Bill No. 3667 an ordinance authorizing the Mayor to execute a Transportation Enhancement Funds Supplemental Agreement with the Missouri Highways and Transportation Commission pertaining to trail construction 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. 3667. Alderman Barker moved to approve, 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: Williams, Davis, Bohinc, Barker and Simmons. Nays: none. Absent: Marshall. Motion carried.

BILL NO. 3668

Approving the purchase of water meters from Springfield Winwater Company for the Public Works Department of the City of Branson.

First reading of Bill No. 3668 an ordinance approving the purchase of water meters from Springfield Winwater Company for the Public Works Department of the City of Branson and authorizing the Mayor to enter into the agreement was read by title by City Clerk Westfall and a staff report was presented by Larry VanGilder. Mayor Presley asked for a motion approving the first reading of Bill No. 3668. Alderman Bohinc 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: Williams, Davis, Bohinc, Barker and Simmons. Nays: none. Absent: Marshall. Motion carried.

MAYOR/ALDERMEN/ADMINISTRATOR'S REPORTS

Alderman Davis stated he appreciates the opportunity to outreach into neighborhoods and looks forward to the upcoming Hiawatha Heights/Cliff Drive neighborhood meeting. He thanked the Mayor, Jim Lawson and staff for their involvement. He said he feels these meetings will stabilize, enhance and make neighborhoods more viable.

Alderman Bohinc wished Jory Rolf well on his upcoming mission trip and thanked the audience members for coming out for the meeting.

Alderman Barker sent journey mercies to Jory Rolf.

Alderman Simmons thanked the audience members who came especially for Item #3 and let them to know it was a good issue to be brought to the City's attention. He said he appreciates their watchfulness and hopes everyone in the city is doing the same. He said he is looking forward to expanding the neighborhood walks to areas of the city because it is important to look at things first hand and have citizen input before the Board makes decisions.

Alderman Williams said there was a wonderful turnout for the recent Downtown Walk. She stated Alderman Bohinc and Garrett Anderson and herself would be attending a Mainstreet Convention and she hopes to bring back some good suggestions and ideas from other cities. She is also looking forward to the Cliff Drive neighborhood walk. She reminded everyone about the Point in Time Count and said it will affect our census results. She wished Jory Rolf the best.

Alderman Davis complimented the Police Department for making a good impact in traffic control in the Cliff Drive area.

Mayor Presley encouraged people during the neighborhood walk to step out into their yards and say hello and let the group know of any issues they may have.

Administrator Kruithof noted there are two people listening to this meeting live on the internet. He said FEMA Community Assistance Visit is scheduled for August 7th and a follow-up report regarding occupancy permits for buildings 7-12 of Branson Landing is on the August 6th Study Session agenda and available for the FEMA visit. He reminded everyone about the Branson Lakes Area Convention and Visitors Bureau's Strategic Destination Planning Retreat on August 4th. Administrator Kruithof said the Public Hearings for the property tax levy will be published and scheduled for the two Board meetings in August.


Mayor Presley reminded everyone going to the Missouri Municipal League conference to get their information to Vicki McFarland. She thanked everyone who went on the trip to Fayetteville and asked them to bring their perceptions for discussion at the next study session.

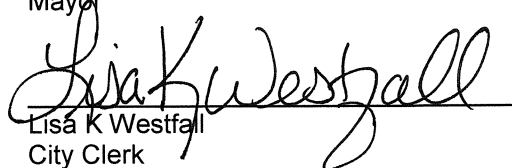
EXECUTIVE SESSION

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 Bohinc. Voting aye: Williams, Davis, Bohinc, Barker and Simmons. Nays: none. Absent: Marshall. Motion carried.

ADJOURN

At this time Mayor Presley asked for a motion to adjourn. Alderman Barker moved to adjourn, seconded by Alderman Simmons. Voting aye: Williams, Davis, Bohinc, Barker and Simmons. Nays: none. Absent: Marshall. Motion carried. Meeting adjourned at 7:52 p.m.


Raeanne Presley
Mayor


Lisa K Westfall
City Clerk