

# MINUTES

THE REGULAR MEETING OF THE  
BOARD OF ALDERMEN  
CITY OF BRANSON, MISSOURI  
August 11, 2020

## INTRODUCTORY

The Board of Aldermen of the City of Branson, Missouri, met in regular session in the Council Chambers of the City Hall on August 11, 2020, at 6:00 p.m. Mayor Akers called the meeting to order with the "Pledge of Allegiance," the Preamble of the Missouri Constitution and Ted Martin gave the invocation.

## ROLL CALL

City Clerk Lisa Westfall called roll: Mayor Akers presiding, Jamie Whiteis, Bob Simmons, Bill Skains, Larry Milton and Jeff Seay. \*Ward III Alderman is currently vacant.

## PUBLIC COMMENT

Mayor Akers read a statement regarding decorum and stated in order to give everyone a chance to speak tonight, I would like to ask that if you are speaking on an item that you keep your comments succinct, to the topic and as short as possible. You will be allowed to only speak once on an item and please do not repeat what has already been said by another speaker. Once public discussion has ended on an item and the Board starts their discussion, no additional comments will be taken from the audience. An Alderman does have the choice to bring someone back up to clarify or to ask a question. Please remember to speak into the mic, state your name and address for the record, and there is a five minute limit.

Doug Clark, 121 A Saint Andrews Street, Branson, Missouri, said he'd like to reiterate a couple of things and expressed his concerns over what's going on with the COVID-19 disease, masks and tests as there's a lot of information that doesn't add up. His main concerns are with the organizations passing rules onto everybody in this country that are not elected individuals, not even at the international scale. Such organizations include the World Health Organization (WHO) and the infectious disease division of the Centers for Disease Control and Prevention (CDC). He continued, a gentleman everybody should do a little research on is Brock Chisholm, the first director of the World Health Organization. Mr. Clark mentioned this is worrisome to him and makes him wonder why the United States is getting a health system directed by people outside the normal parameters of its government. He explained there are a couple of things Mr. Chisholm said that ought to make people sit up and take notice; he said to achieve a world government it's necessary to remove from the minds of men their individualism, loyalty to family traditions, National patriotism and religious dogmas. Mr. Chisholm also said a psychological distortion that can be found in every civilization and the only psychological force capable of producing these perversions is morality; the concept of right and wrong. The reinterpretation and eventual eradication of the concept of right and wrong are the belated objectives of nearly all of psychotherapy. Mr. Clark explained this is important because we are letting a group of psychologists and psychiatrists with the WHO's basic philosophy, psychologically manipulate people in order to change our form of government. He further explained, it's not only that organization, but also the environmental policy of the United Nations which can be seen locally in Branson's Community Plan 2030 and in the school system. He pointed out the same kind of thinking behind all of this medical stuff is primarily the same as the educational structure of the United Nations Educational, Scientific

and Cultural Organization (UNESCO). He explained it basically wants to eliminate God as our moral structure, because this country was formed on the belief that people's rights have been granted by God. There are a lot of things they're doing to manipulate everybody into this emergency such as the main statistical college being used that originally said there would be 5.5 million deaths. Mr. Clark commented the Imperial College in England and a Fortran programming system came up with the numbers that have been wrong on every disease they've been involved with the forecasting and modeling. This is what our system is using to make people believe there is a crisis here; along with John Hopkins University that's been saying there's been 1,000 deaths per day in the country. Mr. Clark explained, this is coming from their own records, but there's actually about 550 deaths a day currently and when looking at the normal statistics on deaths, this is not very far off from a normal flu season and a review of the statistics indicates even less deaths than previous years. Mr. Clark explained everything comes out of the WHO, goes to the CDC and the people making the tests and vaccines; all of them are in it for the money which is his problem with it. He believes this is something people should want to check into as people are overlooking the research that needs to be done before adopting any kind of a plan coming from the federal government or any of these other organizations.

## CONSENT AGENDA

Mayor Akers asked if there were any citizens who had any items they wished to have removed from the Consent Agenda for further discussion. Hearing none, Mayor Akers asked if any member of the Board had any items they wished to have removed from the Consent Agenda. Alderman Milton requested Item Number 5 be removed from the Consent Agenda and placed as the first item on the Regular Agenda. Mayor Akers asked City Clerk Lisa Westfall to read the items on the Consent Agenda as amended. City Clerk Lisa Westfall read the following Consent Agenda items by title.

### Approval of Board of Aldermen Minutes:

- a) July 16, 2020 Special Meeting
- b) July 28, 2020 Special Meeting
- c) July 28, 2020 Regular Meeting

### Acknowledge Receipt of Minutes:

- a) Budget and Finance and Capital Improvement Committee joint meeting of June 25, 2020
- b) Budget and Finance and Capital Improvement Committee joint meeting of July 10, 2020

### **BILL NO. 5838**

**Ord. No. 2020-0082**

**Approving the Intergovernmental Cooperative Agreement between the City of Branson Police Department and the Pulaski County, Missouri Sheriff's Office pertaining to the donation of Digital Ally in-car camera equipment.**

Final Reading of Bill No. 5838, an ordinance approving the Intergovernmental Cooperative Agreement between the City of Branson Police Department and the Pulaski County, Missouri Sheriff's Office pertaining to the donation of Digital Ally in-car camera equipment and authorizing the Mayor to execute the contract was read by title by City Clerk Lisa Westfall. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant. Ordinance No. 2020-0082 was duly enacted.

**BILL NO. 5839**  
**Ord. No. 2020-0083**

**Amending Chapter 94 of the Branson Municipal Code pertaining to Zoning.**

Final Reading of Bill No. 5839, an ordinance amending Chapter 94 of the Branson Municipal Code pertaining to Zoning was read by title by City Clerk Lisa Westfall. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant. Ordinance No. 2020-0083 was duly enacted.

**BILL NO. 5841**  
**Ord. No. 2020-0085**

**Approving High Density Residential (HDR) Zoning for the property located at 135 Lake Front Drive, Branson, Missouri.**

Final Reading of Bill No. 5841, an ordinance approving High Density Residential (HDR) Zoning for the property located at 135 Lake Front Drive, Branson, Missouri was read by title by City Clerk Lisa Westfall. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant. Ordinance No. 2020-0085 was duly enacted.

**BILL NO. 5842**  
**Ord. No. 2020-0086**

**Approving High Density Residential (HDR) Zoning for the property located at 150 Gunner Hill Lane, Branson, Missouri.**

Final Reading of Bill No. 5842, an ordinance approving High Density Residential (HDR) Zoning for the property located at 150 Gunner Hill Lane, Branson, Missouri was read by title by City Clerk Lisa Westfall. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant. Ordinance No. 2020-0086 was duly enacted.

Mayor Akers opened the floor for a motion to approve all items on the Consent Agenda as amended. Alderman Skains so moved, seconded by Alderman Milton. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant.

## **REGULAR AGENDA**

**BILL NO. 5840**  
**Ord. No. 2020-0084**

**Approving Medium Density Residential (MDR) and Neighborhood Commercial (NC) Zoning for the properties located at 3855 Fall Creek Road, Branson, Missouri.**

Final Reading of Bill No. 5840, an ordinance approving Medium Density Residential (MDR) and Neighborhood Commercial (NC) Zoning for the properties located at 3855 Fall Creek Road, Branson, Missouri was read by title by City Clerk Lisa Westfall and a staff report was presented by City Attorney Chris Lebeck. Mayor Akers asked for a motion approving Bill No. 5840. Alderman Skains so moved, seconded by Alderman Milton. Mayor Akers asked for anyone in the audience wishing to speak regarding this matter.

Richard Schott, 400 Loganberry Road, Branson, Missouri, introduced himself as a past President of the Country Bluff Estates Property Owners Association and said he has several things to discuss. He mentioned speaking to a County representative today about his concerns with the road and the number of vehicles. He asked the Board if they knew how many vehicles go down Fall Creek Road and reported it's 6,196 vehicles a day and almost 38,000 vehicles that was logged in a 6-day period. He reported Bee Creek road was the only other road in the County with more traffic by a couple of hundred cars a day. He questioned the Board about the number of units being put on the property and mentioned the County was told by Mr. Ruda there were 250 units going on the property. Mr. Schott commented this is different from

what Planning and Development Director Joel Hornickel said the other evening, but with 250 units that would be an additional 1,400 cars on that road any given day. Mr. Schott continued, this only includes the units that are being built and if commercial is added it will depend on the kind of commercial Mr. Ruda decides to put there. For example, if a Dollar Tree, Dollar General or McDonald's is built on the property, he estimated there would be an additional 1,500 cars based on the numbers. His concern and the County's concern from his discussion today was the road cannot handle a 40% to 45% increase over and above what it currently has today. He reported there has been many accidents on the road because there are no shoulders and there are rock ditches in most cases. He believes the road has to be widened from 76 to the other side due to the considerable amount of cars from Mr. Ruda's property and add a Dollar General and traffic from the additional people living south of Hwy 76 shopping there. Mr. Schott expressed his other concern is over the development's road and he mentioned being told by the City's past City Administrator about five years ago, the reason the City didn't pave the development's road all the way to the end was because the City limits end there. He continued, it's okay to take over the development's road as an egress ingress for Mr. Ruda's commercial property, but it's not okay for anybody to drive up the road to the west side that he plans on developing for his high-end units looking over the lake. He reported this is exactly what's going to happen if he's given the road and stated this will not get a two-thirds vote from Country Bluff Estates for approval. Mr. Schott restated, the 1,400 cars was based on 250 units and if there's 500 units and another 1,400 cars on top of that, it doubles the number of vehicles up and down the road. He expressed his concerns about Fall Creek Road and the number of accidents there are currently. He stated he would like a guarantee from the City when the active plan is approved for this development, that it cannot be altered or changed after it's been approved by the Board; once it's in place, it has to be done as is and there are no more changes. He explained this needs to be done because Mr. Ruda will come back and ask the Board to change it because he's going to want more commercial property when he can't sell the units that he's trying to put on that property. Mr. Schott clarified people are not upset with the Board, but are upset with the fact they've been in the dark since day one. He recalled in August at a meeting with Country Bluff Estates, Mr. Ruda was there and people asked for a plan for the storm water. Now there is four to five times the amount of water flowing over his street, which is putting people in danger. It's starting to affect homes, foundations and trees; it's washing out trees and nothing has been done. Mr. Ruda has put some riff raff in there which was not part of the agreement. The agreement was to have a plan in place when it was annexed and it would be a holding pond, but now every time it rains two to two and a half inches of water is over the top of the development's road. He asked when the Board votes, it holds Mr. Ruda accountable to what he says his plan is going to be for the number of units and for the commercial property. He added, and please don't ask any more about taking the development's road. In response to the Board's questions and discussion, Mr. Schott clarified he understands zoning and doesn't have an issue with the zoning part of this. As he mentioned earlier, his concern is with the planning part which is going to come later. He asked City Attorney Chris Lebeck how soon the planning has to be completed and if there was a time limit. He expressed concerns over this dragging out for years and asked, if Mr. Ruda isn't able to sell certain housing type development, if in 10 years from now he'd want to add more commercial. He explained people are concerned about knowing exactly what's going to go on that land and if at some point in time Mr. Ruda might decide to make 50% of the neighborhood commercial. Mr. Schott clarified the point being whatever restaurants might go in, doesn't alleviate the fact that there will be many more people driving on that road and it's already almost impossible to get onto Fall Creek from this road. He would like the Board to guarantee the active plan cannot be altered once received and he hopes the Board will tell Mr. Ruda he either builds it the way he says he will build it or he doesn't build it at all. Mr. Schott expressed he doesn't want to see more commercial there. Discussion.

Cherry Webster, 118 Country Bluff Drive, Branson, Missouri, explained she lives on Lot 33 that butts up against Mr. Ruda's property and the vacant lot adjoining that belongs to her mother for whom she has Power of Attorney. She commented as a point of reference, the next vacant lot down is Lot 35, which includes the creek where the culvert overflows which is opposite the manhole where Mr. Ruda wants to connect to sewer. Ms. Webster stated she's here tonight to ask the Board to vote nay on this, because she doesn't have any confidence the Aldermen have a good plan of attack on how to get through the rest of this development process. She explained the reason is people have received notification only once of the resolution to annex the property. They never received notification on the resolution of support for low income housing or any notification on the resolution for cost-sharing. They got no notification for this bill on its first reading, so they keep getting blindsided. She recalled after the first reading of the resolution back in

February, she talked to Planning and Development Director Joel Hornickel on February 27<sup>th</sup> and she specifically asked him what the next step would be after the property is annexed. He said the next step would be zoning and it would go through the Planning Commission and all property owners within 175 feet would be notified. Ms. Webster mentioned she kept monitoring the Planning Commission agenda to see when it would be coming up and then boom, the resolution for cost-sharing comes before the Board. She commented, then we go to this bill and people got no notification and again were blindsided and is why nobody was here last time. She questioned if Staff doesn't know what's going on, how can people feel confident the Board knows what's going on. She reported the day after the first reading of the resolution to annex, the next morning Mr. Ruda had backhoes and bulldozers out there plowing down every tree and he ran them for the next fourteen days straight. She recalled the hearing came up for its second reading and Mr. Ruda asked for a delay. She asked why this was and inquired if the City has an ordinance that people can't burn 42 acres of trees inside City limits, because that's what he did for the next six to eight weeks. She doesn't know if the Board was snookered and inquired about the resolution for cost-sharing and what is going on with that. She explained Mr. Ruda wants the City to pay to put in the sewer and the water and he wants the City to take on the zoning that's fourteen years old. Ms. Webster reported there are nine houses that abut against Mr. Ruda's property and nine houses across the street that would fall within the 175 foot boundary of notification. Of those 18 households, one on the west side was there in 2006 when the County had hearings and two on the other side, one of which hasn't lived in the subdivision for three or four years as he rents the property out. She explained, so there are 15 households next to his property that haven't had anything to say because the City doesn't notify anybody; it's denied people zoning hearings. As far as she's concerned, tonight is a zoning hearing and there's a lot to consider. She understands in 2008 why the site plan needed reinstated because the economy was tanking and it would make sense to renew it for another cycle or two. She added, but to renew it in perpetuity and now we're looking at it again fourteen years later, that's not reasonable. Ms. Webster said she would think the City Attorney ought to be able to come up with something to counteract that and she disagreed with his characterization that this is merely zoning. She questioned what Alderman Whiteis meant by saying he was going to vote yes tonight because then it's going to be in the City. She feels Staff doesn't seem to know some of the things the Board might know. She expressed appreciation for Aldermen hearing POA members' concerns, but she feels they were blindsided about settling the issue of the entrance road. She recalled questioning Planning and Development Director Joel Hornickel about the ulterior motive, but was informed it was about wanting to clean everything up. She mentioned later learning Mr. Ruda wanted to sue the City for servicing a private road. She asked why Mr. Hornickel didn't tell people that and said maybe he didn't know. She asked if the Board knew and expressed concerns for people not receiving notification or any information. She asked why the resolution of annexation didn't come up during the two hearings on the annexation as she doesn't recall hearing anything about it. Ms. Webster doesn't know if the Board is just getting snookered step-by-step in the process, or if it's in on the deal from the beginning. She asked the Aldermen if they knew what was going on but are just not telling people, because they come across as being either incompetent or crooked. She hopes they are none of them and feels they need to hear people's voices. Ms. Webster commented there are several issues coming up that she doesn't know if the Board's made a decision on or where it stands. She asked where it stands on the entrance road and if it's going to allow Mr. Ruda to have access to Country Bluff Drive so he gets an extra access onto Fall Creek Road. As Mr. Schott said with regards to the danger and high volume on the road, there needs to be a turn lane or a deceleration lane requiring another lane width of land, because right now there's a drainage ditch on either side. She asked where the City would get this land and inquired if the City has asked Mr. Ruda to offer up a lane width of land along his frontage on that road. She thinks that's something the Board ought to consider in the zoning process. She agreed with Mr. Schott's comments about it being a dangerous road and reported there are three death memorials at Frank Rea Boulevard near Cooper Creek and another one right beside Mr. Ruda's grand gates. She suggested rumble strips down the center yellow line and some down the white lines on the side of the road. She asked where the Aldermen stand on granting access from the Ruda parcel onto Country Bluff Drive, because residents don't want it since there's way too many vehicles coming in and out of their subdivision as it is. In terms of the zoning that was in the County and the zoning proposed now, it's her understanding 14 years ago Mr. Ruda was proposing a Worldmark-like development which would be condos that are overnight rentals. What's being asked for now is neighborhood commercial; townhouses for government-subsidized, low-income housing. He's asking for single-family detached homes on 4,000 square foot lots which is a whole different product line and the City hasn't held zoning hearings on that product line. She doesn't really understand what the City's control process is, because right now with the

storm water runoff, what she's getting from the Utilities Department is they're only concerned about sediment control. They're not concerned about water control and as it was explained to her, the ponds and gravel dams that are out there now are sediment control and storm water management won't come in until the whole project is developed. She explained water control is needed now, not later. The water retention pond Mr. Ruda has planned by the townhouses will capture water at the top of that hill, but on the other side of the sediment pond there's another hill where the water runs down and she doesn't see him doing anything there. She feels the Board hasn't seen these plans because Mr. Ruda doesn't want it to see them and she expressed her concerns the Board needs to be more proactive and strategic with this development project. She expressed her lack of confidence in the Board and the process because it seems like Staff doesn't know what the Aldermen know and the people don't know anything. Ms. Webster explained people don't know anything unless they make phone calls because the City doesn't notify them and she asked if they would be notified when the permitting comes in. She commented, Mr. Ruda wants the City to pay for the permitting fees and to connect to sewer and she asked when people get to voice their concerns on those issues, if not tonight. She inquired if it would be public hearings at the Board of Aldermen meeting or the Planning Commission; would people be notified or would they have to keep proactively looking at the agendas for both the Planning Commission and Board of Aldermen meetings to see when they might be surprised next. Ms. Webster pointed out people weren't notified about this bill or the resolution for cost-sharing. She's not sure the City should accept the zoning from the County when Mr. Ruda was proposing overnight condos, but now he's proposing something entirely different. It's a whole different dynamic when there are households with children living there year-round along with overnight condos that leave after a week or two. In response to the Board's questions and discussion, Ms. Webster asked for clarification on when the public would be able to comment. She heard Alderman Milton say people would be able to comment in Planning and Zoning, but she thought she heard City Attorney Chris Lebeck explain there are portions people don't get notified on except when the subdivision plan comes up. Before the subdivision starts coming up, she has a real concern about the sewer connection and she asked when she gets to talk about that. She reported there's a big issue about how Mr. Ruda and the City is going to handle easements to connect the sewer, because he's going to have to come through her property; either lot 33, 34 or 35. She mentioned Utilities Director Mike Ray had explained to her that because they want to do gravity flow, the deeper it goes, the wider the easement and he recommended 20 foot-wide easements. She explained the plats in her subdivision only have five feet on either side of the property line for 10 feet. Mr. Ruda's engineers already contacted her about granting an extra 15 feet on lot 34 and five feet on lot 33 which is going to come right down the middle of her lawn. She reported Utilities Director Mike Ray said the best spot is for him to go right down lot 35. Ms. Webster stated Mr. Ruda has asked the Board to put in the sewer connections for him and she asked who is going to take the responsibility of negotiating easements; Mr. Ruda or the City. She mentioned Mr. Ray informed her another option would be to build a pump station that would pump up the hill into a facility or cross another property to tap into The Woodlands' pump station. She asked if Utilities Director Mike Ray's recommendation of 20 feet would be abided by or if the Board would override him, let Mr. Ruda go with 10 feet and pick whatever lot line he wants to go through. She asked if the City's going to condemn her property so it can get its 20 foot easement. Ms. Webster asked when she gets to talk about this, because it doesn't sound like subdivision Planning and Zoning hearings and if people would be notified. Discussion.

Mayor Akers asked for comments from the Board. Discussion. Voting aye: Whiteis, Simmons, Skains and Seay. Nays: Milton. Motion carried. \*Ward III Alderman is currently vacant. Ordinance No. 2020-0084 was duly enacted.

#### **BILL NO. 5843**

#### **Establishing the Annual Levy of a property tax for General Revenue in the City of Branson, Missouri, a City of the Fourth Class.**

Public Hearing and First Reading of Bill No. 5843, an ordinance establishing the Annual Levy of a property tax for General Revenue in the City of Branson, Missouri, a City of the Fourth Class was read by title by City Clerk Lisa Westfall. Mayor Akers opened the public hearing and a staff report was provided by Finance Director Jamie Rouch. Mayor Akers asked for anyone in the audience wishing to speak in favor of or opposing this matter. Hearing none, Mayor Akers asked for any comments from the Board. Discussion.

Mayor Akers closed the public hearing and asked for a motion approving the first reading of Bill No. 5843. Alderman Whiteis so moved, seconded by Alderman Simmons. Mayor Akers asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Akers asked for comments from the Board. No discussion. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: None. Motion carried. \*Ward III Alderman is currently vacant.

**BILL NO. 5844**

**Approving the renewal of the contract with ResourceX for access to Online Fiscal Health and Priority-Based Budgeting Computer Applications.**

First Reading of Bill No. 5844, an ordinance approving the renewal of the contract with ResourceX for access to Online Fiscal Health and Priority-Based Budgeting Computer Applications was read by title by City Clerk Lisa Westfall and a staff report was presented by Finance Director Jamie Rouch. Mayor Akers asked for a motion approving Bill No. 5844. Alderman Skains so moved, seconded by Alderman Milton. Mayor Akers asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Akers asked for comments from the Board. No discussion. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: None. Motion carried. \*Ward III Alderman is currently vacant.

**BILL NO. 5845**

**Amending Chapter 2 Section 354 and 355 of the Branson Municipal Code pertaining to notice inviting bids and bid opening procedure.**

First Reading of Bill No. 5845, an ordinance amending Chapter 2 Section 354 and 355 of the Branson Municipal Code pertaining to notice inviting bids and bid opening procedure was read by title by City Clerk Lisa Westfall and a staff report was provided by Finance Director Jamie Rouch. Mayor Akers asked for a motion approving Bill No. 5845. Alderman Whiteis so moved, seconded by Alderman Skains. Mayor Akers asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Akers asked for comments from the Board. Discussion. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant.

**BILL NO. 5846**

**Approving the contract for the expenditure from the City's Tourism Tax Contingency Fund to the Branson Chamber of Commerce and Convention & Visitors Bureau.**

First Reading of Bill No. 5846, an ordinance approving the contract for the expenditure from the City's Tourism Tax Contingency Fund to the Branson Chamber of Commerce and Convention & Visitors Bureau and authorizing the Mayor to execute the contract was read by title by City Clerk Lisa Westfall and a staff report was presented by Finance Director Jamie Rouch and Rachel Wood of the Convention & Visitors Bureau. Mayor Akers asked for a motion approving Bill No. 5846. Alderman Skains so moved, seconded by Alderman Seay. Mayor Akers asked for anyone in the audience wishing to speak regarding this matter.

Randy Brashers, 196 Barnes Lane, Branson, Missouri, said looking at funding and how that works, it typically uses the City and they work hand-in-hand together. The Tourism Community Enhancement District (TCED) picks up a lot of extra expenses and this is more of a research-based funding that can be used as opposed to a marketing tool. If it uses it for research, then it can maybe use that to provide marketing information to move forward. He explained, typically the research is provided through the City and the funding dollars the City has. Mr. Brashers stated the data would be shared within the community, so it would be fully shared with everyone. In response to the Board's questions and discussion, Mr. Brashers explained the Marketing Oversight Committee (MOC) has been established and the first meeting is two weeks from Thursday. He explained it went through the District Marketing Council (DMC), which is now the

MOC, and through the TCED and in the current situation this is an incredible use of marketing dollars. He commented about what happens if it does pull up another \$400,000 marketing plan for the fall and that \$1.8 million dollars was spent in late February, early March and then everything got shut down. He asked what if that happens again and mentioned there are some funds running about 55% right now which he thinks is an incredible testament to the City, economy and country. He believes this is an incredible use of dollars, because people do have some expendable cash that they could use and scale it to whatever they want. He added, pound for pound this is the most effective thing that can be done in the short-term that helps the whole community. Discussion.

Mayor Akers asked for comments from the Board. Discussion. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant.

**BILL NO. 5847**

**Accepting the terms of an agreement with current member cities of the Tri-Lakes Regional Biosolids Coalition to form the Tri-Lakes Biosolids Joint Municipal Utility Commission.**

First Reading of Bill No. 5847, an ordinance accepting the terms of an agreement with current member cities of the Tri-Lakes Regional Biosolids Coalition to form the Tri-Lakes Biosolids Joint Municipal Utility Commission and authorizing the Mayor to execute the contract was read by title by City Clerk Lisa Westfall and a staff report was presented by Utilities Director Mike Ray. Mayor Akers asked for a motion approving Bill No. 5847. Alderman Skains so moved, seconded by Alderman Simmons. Mayor Akers asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Akers asked for comments from the Board. Discussion. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant.

**BILL NO. 5848**

**Approving the Employee Wellness Plan for City of Branson Employees to complete in 2021 for tier determination for discounted medical insurance in 2022.**

First Reading of Bill No. 5848, an ordinance approving the Employee Wellness Plan for City of Branson Employees to complete in 2021 for tier determination for discounted medical insurance in 2022 was read by title by City Clerk Lisa Westfall and a staff report was presented by Human Resources Director Jan Fischer. Mayor Akers asked for a motion approving Bill No. 5848. Alderman Milton so moved, seconded by Alderman Seay. Mayor Akers asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Akers asked for comments from the Board. Discussion. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant.

**BILL NO. 5849**

**Amending Chapter 86 Section 123 of the Branson Municipal Code pertaining to Helmet requirement while operating a motorized bicycle.**

First Reading of Bill No. 5849, an ordinance amending Chapter 86 Section 123 of the Branson Municipal Code pertaining to Helmet requirement while operating a motorized bicycle was read by title by City Clerk Lisa Westfall and a staff report was presented by City Attorney Chris Lebeck. Mayor Akers asked for a motion approving Bill No. 5849. Alderman Skains so moved, seconded by Alderman Milton. Mayor Akers asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Akers asked for comments from the Board. No discussion. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant.

**BILL NO. 5850**

**Amending Chapter 58 Section 125 of the Branson Municipal Code pertaining to Prescriptions for methamphetamine precursor drugs.**

First Reading of Bill No. 5850, an ordinance amending Chapter 58 Section 125 of the Branson Municipal Code pertaining to Prescriptions for methamphetamine precursor drugs was read by title by City Clerk Lisa Westfall and a staff report was presented by City Attorney Chris Lebeck. Mayor Akers asked for a motion approving Bill No. 5850. Alderman Skains so moved, seconded by Alderman Milton. Mayor Akers asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Akers asked for comments from the Board. Discussion. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant.

**BILL NO. 5851**

**Amending Chapter 78 Section 219 of the Branson Municipal Code pertaining to Sunset clause of small wireless facilities.**

First Reading of Bill No. 5851, an ordinance amending Chapter 78 Section 219 of the Branson Municipal Code pertaining to Sunset clause of small wireless facilities was read by title by City Clerk Lisa Westfall and a staff report was presented by City Attorney Chris Lebeck. Mayor Akers asked for a motion approving Bill No. 5851. Alderman Milton so moved, seconded by Alderman Skains. Mayor Akers asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Akers asked for comments from the Board. Discussion. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant.

## **DISBURSEMENTS**

Mayor Akers stated the next item is the review of disbursements [(July 2, 2020 through July 29, 2020) See Master File for copies of disbursements] Mayor Akers asked if there were any questions regarding the disbursements. No discussion. Mayor Akers asked for a motion to acknowledge the receipt of disbursements from July 2, 2020 through July 29, 2020. Alderman Skains so moved, seconded by Alderman Milton. Mayor Akers asked for any comments. No discussion. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant.

## **MAYOR/ALDERMEN/ADMINISTRATOR'S REPORTS**

Alderman Whiteis welcomed Julia King to Ward III and he looks forward to working with her at the next meeting.

Alderman Skains echoed Alderman Whiteis' comments and thanked Julia King for agreeing to serve on the Board. He mentioned many times people are asked to serve, but they turn it down or are not willing to participate because of the time it takes. He informed her she will be dealing with a great bunch of people and Staff that she can always rely on and he expressed his appreciation for her willingness to serve.

Alderman Milton welcomed Julia King to the Board. He asked if Staff could look into Suddenlink and explained he's personally had problems with it at work and at home and he's heard others are having similar issues. He inquired about the City's contract with Suddenlink, if it has exclusive rights and mentioned they've sold Altice and the service is terrible. Alderman Milton explained he didn't know if the contract was coming up and if there was something the City could do to ask them to do a little more and he requested some information on this.

Alderman Seay mentioned he and Alderman Whiteis spent some time with Julia King and he thinks she's going to fit in really well and he welcomed her aboard.

Mayor Akers thanked everyone for staying tonight and expressed his appreciation for the work the City's doing. He mentioned the two new Aldermen have sat through a lot of training hours as the Missouri Municipal League (MML) offered programs regarding Sunshine Law, legal issues and other discussions pertaining to Fourth Class cities. He appreciates the time they've spent trying to understand more about this job which is a hard job. Each ward has two representatives and Julia King fills the Ward III position. He appreciates her coming on and mentioned she lives in the Pointe Royale and Country Bluff Area which is trying to resolve some issues and make sure they stay on the forefront. He encouraged her to seek answers to any questions she may have with City Staff who work hard for the City, are public servants and do a great job. He mentioned results about face coverings will be coming soon and reported it takes 14 days for someone to get through the period and a few more days to get some records. He mentioned hearing positive things from other places that have gone to masks and face coverings with reductions in the number of positive cases. Mayor Akers reported Taney County has had over 600 positive cases which is quite a change from two months ago. He explained the process is to try and slow the virus down and he encouraged everyone to get behind it and focus on helping people see that they're helping us. Mayor Akers mentioned going somewhere and people thanked him for wearing a face covering because he was protecting them and he likewise thanked them back. He feels there's been a lot of positive things come from it and there will be more data in the next week or so showing a large number of people now coming to Branson because of the ordinance that's in place.

## ADJOURN

Mayor Akers asked for a motion to adjourn. Alderman Milton so moved, seconded by Alderman Skains. Voting aye: Whiteis, Simmons, Skains, Milton and Seay. Nays: none. Motion carried. \*Ward III Alderman is currently vacant. Meeting adjourned at 8:20 p.m.



E. Edd Akers  
Mayor



Lisa Westfall  
City Clerk